

Shaun Heald (Libertarian Party 4th District) 11/10/21 oral testimony as a critical proponent of bill draft 22RS2356 for the Special Committee on Government Overreach and Impact of Covid-19 Mandates

Thank you again for calling this committee and considering our testimonies. It's important to remember that your job is to be accountable to and represent us, and we appreciate those of you who had the courage to sit on this committee, despite it's apparent unpopularity among many of your colleagues. I remind those not present that they are elected officials who took oaths.

I prefer nullification but time is short. We need a multi-pronged strategy with immediate action, the lawsuits will take time we don't have and we can't rely on federal courts to right federal wrongs. As a compromise on my libertarian principles, I would like the state to impose liability on all companies that require vaccination resulting in injury or death. If these shots are as safe and effective as claimed, these employers shouldn't have a problem with covering the costs of the supposedly rare side effects. This is a real concern of ours, with Big Pharma exempt from liability under the PREP Act.¹

The draft RS bills are a step in the right direction, but we need something that addresses the workplace discrimination rather than only protecting unemployment after we're wronged. Discrimination will be rampant between charging employees to test and the masks serving to alienate and dehumanize, not protect. The CDC's own metastudy² shows the ineffectiveness of masking^{3,4} by the public. We need provisions for conscientious objection and to ban the vaccine passport in all forms. Legislation protecting jobs, unemployment, and liability should be retroactive to July 1, 2021, the first Kansas employer mandates. I urge you to model something with teeth like the proposed SB212 and SB213.

Normally I could not endorse such intervention in private business affairs, but these are not normal times. The executive has drafted OSHA and employers as middle-men to coerce people into unwanted medical treatments, knowing that it won't hold up in court. The president threatens the careers, health, or souls of tens of millions of innocent Americans. If you can't see how evil this is, put the shoe on the other foot and imagine such power over your body being wielded by the worst political boogeyman you can conjure up, recalling how unpredictable our elections have been lately. It isn't hard to envisage some very dark futures¹² in this "new normal."

Here, I must favor the rights of the individual. When these "private businesses" carry out government's every whim in exchange for benefits and public funding, how "private" are they, really? Many of these companies eagerly jumped out ahead of the actual OSHA rule and started coercing their workers to take these vaccines based solely on the executive order. Some of them are having adverse events. This "public/private partnership" cannot be overlooked.

¹ <https://www.cnbc.com/2020/12/16/covid-vaccine-side-effects-compensation-lawsuit.html>

² <https://www.cdc.gov/mmwr/volumes/70/wr/mm7010e3.htm>

³ <https://swprs.org/face-masks-evidence/>

⁴ <https://swprs.org/the-face-mask-folly-in-retrospect/>

This brings us to liability. At Tuesday's meeting, the difference between Comirnaty and Pfizer was in question. This is a nebulous topic, but Comirnaty is the only "approved" one with injuries covered by VICP (Vaccine Injury Compensation Program)⁵, tax money. It is "legally distinct" from the emergency use authorized vaccines, and doesn't seem to be available to us now. My wife Michelle Mayo covers this in depth in her testimony.

The EUA vaccines fall under the CICIP (Countermeasures Injury Compensation Program)^{6,7} which only rarely approves settlements. When and where can we get ACTUAL Comirnaty if we want to be sure that our injury settlements are paid for by Big Pharma under VICP? Someone must be liable for all of this suffering. At this point, most of us know someone who has had issues with the vaccines.

OSHA often says they're underfunded and understaffed and cites how it would take 160 years to inspect every business in the US. About 2,000 people work for OSHA, one OSHA inspector for every 82,000 workers.⁸ Can they enforce this mandate without the resources of the states? We must draw the line here. Kansas does not have an OSHA "state plan," so we do not directly control our OSHA enforcement as many states do. A state plan is worth looking into, but I now ask that you draft broad legislation to ban all material support, manpower and resources for the enforcement of any such tyrannical federal mandates. Think a much stronger medical version of a Second Amendment Protection Act, to protect the individual's right to bodily autonomy and specifically ban such coercion by any party.

I must stress how grave a threat the mandates are, not just to human rights but to the nation itself. The cancer of corporatism has eaten at the fabric of this nation and sewn public distrust. The executive branch overstepped its constitutional limits long ago, but this latest action is truly unprecedented. The more that government tries to force such arbitrary, unscientific, and immoral dictates on us, the more its legitimacy dwindles. Americans accept a lot of buffoonery from our presidents, but when they come for our jobs and children, we turn serious. With Washington seeming further removed from us politically than London must have to the colonists, we look now to you and expect substantive action.

⁵ <https://www.hrsa.gov/vaccine-compensation/covered-vaccines/index.html>

⁶ <https://www.cnbc.com/2021/03/25/compensation-for-victims-of-covid-vaccine-injuries-is-limited.html>

⁷ <https://www.forbes.com/sites/adamandrzejewski/2021/11/04/feds-pay-zero-claims-for-covid-19-vaccine-injuriesdeaths/?sh=36b47c794a87>

⁸ <https://www.businessinsider.com/how-underfunded-understaffed-osha-will-enforce-vaccine-mandate-2021-9?op=1>

This cannot wait, I implore your colleagues and Governor Kelly to call a special session. VAERS is now over 18,000 deaths and 800,000 injuries.⁹ Some are discussing school mandates while children are at virtually zero risk of Covid.^{10 11} For a glimpse at the future if we don't stop this, see the "Lockstep" scenario in the 2010 Rockefeller Foundation document¹². We're talking about technocratic totalitarianism, we need the voice of reason.

In liberty,

Shaun Heald

"Nip the shoots of arbitrary power in the bud, is the only maxim which can ever preserve the liberties of any people. When the people give way, their deceivers, betrayers, and destroyers press upon them so fast, that there is no resisting afterwards"

- John Adams

"The judiciary of the United States is the subtle corps of sappers and miners constantly working under ground to undermine the foundations of our confederated fabric."

- Thomas Jefferson

⁹ <https://openvaers.com/covid-data>

¹⁰ <https://www.icandecide.org/wp-content/uploads/2021/11/Letter-to-Representatives-Re-EUA-of-Pfizer-Vaccine-for-5-11-Year-Old-Children.pdf>

¹¹ https://www.icandecide.org/wp-content/uploads/2021/10/10-25-2021-VRBPAC-Letter_FINAL-v2.pdf

¹² <https://truthcomestolight.com/wp-content/uploads/2020/07/Rockefeller-Foundation-2010-Scenarios-for-the-Future-of-Technology-and-International-Development.pdf>