

The U.S. Prep Act and “willful misconduct”

Is there immunity from liability for the destruction of voluntary informed consent?



ELIZABETH HART
MAY 25, 2024



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Does the [U.S. Prep Act](#) protect doctors, nurses, pharmacists and others administering COVID-19 vaccine products, aka ‘countermeasures’, if they have not obtained voluntary informed consent for this medical intervention?

Consider:

The Public Readiness and Emergency Preparedness Act (PREP Act) authorizes the Secretary of the Department of Health and Human Services (Secretary) to issue a PREP Act declaration. The declaration provides immunity from liability (**except for willful misconduct**) for claims:

- of loss caused, arising out of, relating to, or **resulting from administration or use of countermeasures to diseases, threats and conditions**
- determined by the Secretary to constitute a present, or credible risk of a future public health emergency
- to entities and individuals involved in the development, manufacture, testing, distribution, **administration, and use of such countermeasures**

The U.S. Prep Act notes: “The declaration provides immunity from liability (*except for willful misconduct*)...” (My emphasis.)

Does failure to obtain voluntary informed consent for vaccination constitute “willful misconduct”?

This is important to clarify, as mass populations have been injected with COVID-19 vaccine products under coercion, intimidation and mandates, which preclude obtaining valid voluntary informed consent, see for example the situation in Australia:



Coercion, intimidation and mandates preclude voluntary informed consent for vaccination

ELIZABETH HART · 28 FEBRUARY 2024

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I've initiated enquiries about the U.S. Prep Act's scope for providing immunity from liability.

See below my email to Xavier Becerra, Secretary of the U.S. Department of Health and Human Services, sent on 23 April 2024:

Dear Secretary Becerra, **please could you advise to what extent the [PREP Act](#) provides immunity from criminal liability for administrators of medical countermeasures, that would arise where battery and clinical negligence occur due to a failure to obtain valid informed consent for medical countermeasures?**

I look forward to your response on this matter.

Yours sincerely
Elizabeth Hart

Also see my email to Jesse M. Ehrenfeld, President of the American Medical Association, sent on 13 September 2023, which notes:

Vaccination mandates violate a medical practitioner's legal and ethical obligation to obtain informed consent for the medical intervention of vaccination, and yet vaccination mandates have been widespread during the international Covid-19 response.

Has the American Medical Association taken any action to challenge Covid-19 vaccination mandates?

Mandated vaccination is a coercive medical intervention which violates the American Medical Association Code of Medical Ethics, Opinion 2.1.1 Informed Consent, i.e. <https://code-medical-ethics.ama-assn.org/ethics-opinions/informed-consent>

See my full email to Jesse Ehrenfeld here: [Informed consent and Covid-19 vaccination mandates](#).

No responses received as yet from Jesse Ehrenfeld, AMA President, or Xavier Becerra, Secretary of the HHS.

This matter must be clarified as a matter of urgency - *do vaccinators have immunity from liability if they have not obtained voluntary informed consent for administering COVID-*

19 vaccines/countermeasures?

We've already had [confirmation in Australia](#) that health practitioners **do not** have specific medical indemnity for administering COVID-19 vaccine products, and that

“Informed consent should be obtained for every COVID-19 vaccination, as per usual consent procedures for other vaccinations.”

What's the situation in the U.S. under the Prep Act?

What happens when the community realises the medical profession didn't obtain *valid voluntary informed consent* for vaccination under coercion, intimidation and mandates?



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The government doesn't have the authority to indemnify killing outside of stated purposeful government actions.

Show in the Constitution where the authorization is provided for the legislature, judicial, and/or the executive branch to allow "accidental" deaths to a business. Our government is not God.

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"Willful Misconduct" and No Informal Consent

No legal scholar ... very frustrated by the amount of time for justice.

Seems very absolutely clear Willful on All parties to

Use bioweapon on people whom never got an informed consent!

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