

# HALL BOOTH SMITH, P.C.



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Partner

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## Biography

Jordan Johnson is a Partner in the Atlanta office of Hall Booth Smith, specializing in aging services and health care matters. His practice features a wide range of regulatory, administrative, and litigation matters, including the full spectrum of issues health care providers face such as reimbursement, regulatory compliance, and administrative hearings and appeals.

Jordan received a Juris Doctor, *magna cum laude*, from Mercer University's Walter F. George School of Law. During law school, he was a member of the Brainerd Currie Honor Society and Health Care Law Society. He also received a Certificate in Advanced Legal Writing, Research, and Drafting. He graduated *cum laude* from the University of Georgia with a Bachelor of Arts in History.

## Experience

Jordan has experience representing health care providers in a variety of regulatory and reimbursement issues, including seeking

## Services

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reimbursement for or defending against the denial of claims submitted to various payors, including Medicaid, Medicare, Medicare Advantage Organizations, and private insurance companies. Jordan also has experience assisting long-term care providers navigate the complex regulatory environment, including appealing adverse survey findings and alleged deficiencies and advocating for changes in law and policy on their behalf.

## Aging Services

Jordan's experiences include representing long-term care and skilled nursing facilities in regards to involuntary discharges, record request responses, guardianship/conservatorships, reimbursement issues, and general regulatory compliance.

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## Government Affairs

Jordan works closely with the Hall Booth Smith Government Affairs team to advocate for change and reform on behalf of healthcare providers.

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## Health Care

Jordan represents providers regarding regulatory, contractual, and reimbursement issues, including payment denials, alleged overpayments, and defending against recoupments.

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## Credentials

### Admitted

State Courts:

- Georgia, 2017

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## Education

- J.D., *magna cum laude*, Mercer University
- B.A., *cum laude*, History, University of Georgia

## Memberships

- American Health Lawyers Association
- Brainerd Currie Honor Society

## Presentations

- **Long-Term Care Updates**  
Georgia Health Care Association (GHCA), 2024 Summer Convention; June 19, 2024
- **Pressing Forward - The State of Medicaid Eligibility and Reimbursement**  
Georgia Health Care Association, Winter Convention & Expo; January 18, 2024
- **Involuntary Discharges & Residents' Rights**  
Georgia Health Care Association, Winter Convention & Expo; January 16, 2024
- **The 'Emergency' is Over: Now What? Legal Updates Associated with Medicare, including the End of the COVID-19 Public Health Emergency**  
National Association of Benefits and Insurance Professionals-Georgia, Medicare Summit, March 2023

More +

- **Georgia Medicaid Eligibility: Business as Usual**  
Georgia Health Care Association, Winter Convention & Expo, February 2023
- **Medicaid Eligibility and Reimbursement Updates: Developing Key Financial Relationships**  
Georgia Health Care Association, Summer Convention, June 2022

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- **Are We Out of the Woods Yet? Legal Updates Associated with Medicare in Light of COVID-19's Ever Changing Effects on Payment**  
Georgia Associations of Health Underwriters, Medicare Summit, September 2021
- **Reimbursement Matters: Connecting the Dots Between Admission and Appeals**  
Tennessee Health Care Association, Convention, August 2021
- **Medicaid: Seasons of Change**  
Georgia Health Care Association, Summer Convention, June 2021
- **Medicaid Waivers and Avoiding Denials**  
Georgia Health Care Association, Winter Convention, February 2021
- **Surveys and the Implications on Personal Injury Litigation - COVID-19**  
Georgia Health Care Association Winter Convention, February 2021
- **Rising to the Top: It's the Little Things - Controlling the Narrative in Crisis Communication and Expectation Management**  
Georgia Health Care Association Bi-Annual Convention, January 2018
- **Reducing Readmissions: Where are we, where are we going, and how do we get there?**  
Seminar in the South, November 2017
- **Establishing a Firm Foundation: What Recent Trends Tell Us About Getting Back to the Basics**  
Georgia Health Care Association Bi-annual Convention, June 2017
- **What's Old is New: Back to the Basics**  
Georgia Health Care Association Bi-annual Convention, January 2017

## Publications

- [CMS Finalizes Rule Increasing Minimum Staffing Standards in Nursing Homes](#)

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HBS Health Care Highlights Blog; April 26, 2024

- **[New Rule Requires Increased Transparency in Nursing Home Ownership](#)**

HBS Health Care Highlights Blog; December 13, 2023

- **[Recent OIG Report Could Result in a Revamp & Refocus of Georgia's Nursing facility Survey Process](#)**

HBS Health Care Highlights Blog; September 19, 2023

- **[Executive Order 14070: Implications on Skilled Nursing Facilities & the Impending Staffing Mandate](#)**

HBS Health Care Highlights Blog; April 27 2023

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- **[Biden-Harris Administration's Plans to Crack Down on Nursing Homes Indicate Upcoming Uptick in Survey Activity](#)**

HBS Health Care Highlights Blog, March 2022

- **[Texas Court Vacates Provisions of the No Surprises Act Interim Final Rule](#)**

HBS Health Care Highlights Blog, March 2022

- **[New Georgia Law Imposes Extensive New Requirements for Georgia Long-Term Care Facilities](#)**

HBS Health Care Highlights Blog, May 2021

- **[Creative Solutions to Medicaid Reimbursement Concerns: What to Do and When Within LTC?](#)**

Annals of Long-Term Care; April 29, 2021

- **[Georgia Department of Public Health Updates its Administrative Order to Permit Additional Visitation in Long-Term Care Facilities](#)**

HBS Health Care Highlights Blog, March 2021

- **[Georgia Governor Kemp Clarifies Quarantine Requirements for 'Fully Vaccinated' Long-Term Care Facility Staff and Residents](#)**

HBS Health Care Highlights Blog, March 2021

- **[Major EHR Vendor Settles False Claims Act Allegations](#)**

HBS Health Care Highlights Blog, February 2021

- **[HHS proposes major changes to HIPAA's Privacy Rule](#)**

HBS Health Care Highlights Blog, December 2020

- **[New Changes to Stark Law and Anti-Kickback Statutes](#)**

HBS Health Care Highlights Blog, November 2020

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- **Texas District Court Rules That Providers Must Exhaust Patient’s Administrative Remedies to Preserve ERISA Standing**  
HBS Health Care Highlights Blog, November 2020
- **Major Health Insurer Forced to Amend Claim Processing Guidelines Due to Violation of Fiduciary Duties Under ERISA**  
HBS Health Care Highlights Blog, November 2020
- **Georgia DPH Revises Guidance To Long-Term Care Facilities**  
HBS Coronavirus Litigation Blog, September 2020
- **The Georgia Department Of Public Health Issues Reopening Guidance To Long-Term Care Facilities**  
HBS Coronavirus Litigation Blog, September 2020
- **Georgia’s Senior Care Reform Bill Adds COVID-19 Requirements To New Legislation For Assisted Living Communities**  
HBS Coronavirus Litigation Blog, July 2020
- **Litigation Financing — The Ethical Quandary**  
For The Defense, January 2018

## In the Press

### **CMS Finalizes Rule Increasing Minimum Staffing Standards in Nursing Homes**

April 26, 2024

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On April 22, 2024, The Centers for Medicaid and Medicare Services released a final rule that implements new minimum nurse staffing requirements in nursing homes...

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## [New Rule Requires Increased Transparency in Nursing Home Ownership](#)

December 13, 2023

On November 15, 2023, the Centers for Medicare and Medicaid Services (CMS) finalized a rule requiring increased transparency in nursing home ownership...

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## [Recent OIG Report Could Result in a Revamp &](#)

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## Refocus of Georgia's Nursing Facility Survey Process

September 19, 2023

On September 7, 2023, the U.S. Department of Health and Human Services, Office of Inspector General (OIG) issued a report expressing concerns about life safety, emergency preparedness, and infection control compliance in Georgia nursing facilities...

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## Hall Booth Smith Promotes Six Partners

August 14, 2023

Hall Booth Smith celebrates as it has named six new partners, all of which have shown incredible commitment, insight, and dedication to serving their clients' needs.

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## **Executive Order 14070: Implications on Skilled Nursing Facilities & the Impending Staffing Mandate**

April 27, 2023

Written by: Jordan Johnson, Esq. & Anamayan Narendran, Esq. Background On April 18, 2023, President Biden signed Executive Order 14070 that included several directives purportedly aimed at bolstering Americans' access to long-term care and increasing job stability for medical professionals working in long-term care facilities. The Executive Order directs the Department of Health and Human

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## **Medicaid Unwinding: 4 Steps Nursing**

## **Facilities Should Take as the Public Health Emergency Ends**

April 14, 2023

At the onset of the COVID-19 pandemic, Congress passed the Families First Coronavirus Response Act (FFCRA), allowing the federal government to take on a greater share of Medicaid costs and expanding protections for consumers...

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## **Biden-Harris Administratio n's Plans to Crack Down on Nursing Homes Indicate Upcoming Uptick in**

## Survey Activity

March 9, 2022

On March 1, 2022, President Joe Biden delivered his first State of the Union address—announcing plans “to set higher standards for nursing homes” and to “crack down on the ‘Wall Street firms’” allegedly taking over nursing homes...

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## Texas Court Vacates Provisions of the No Surprises Act Interim Final Rule

March 2, 2022

On February 23, 2022, United States District Judge Jeremy D. Kernodle of the United States District Court for the Eastern District of Texas, Tyler Division, entered his Memorandum Opinion and Order in Texas Medical Association and Adam Corley v. United States Department of Health and Human

Services, et al...

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## [New Georgia Law Imposes Extensive New Requirements for Georgia Long-Term Care Facilities](#)

May 7, 2021

On June 30, 2020, House Bill 987 was signed into law addressing many of the concerns presented by Atlanta Journal Constitution's "Unprotected" investigative series regarding Georgia's Long Term Care industry...

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## [Annals of Long-Term Care: Brittany Cone & Jordan Johnson Discuss Common](#)

## **Nursing Facility Medicaid Issues, Possible Solutions**

April 29, 2021

In an article published in Annals of Long-Term Care on April 29, 2021, Partner Brittany Cone and Associate Jordan Johnson discuss common Medicaid issues and possible solutions for nursing facilities.

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## **Georgia Department of Public Health Updates its Administrative Order to Permit Additional Visitation in Long-Term**

## Care Facilities

March 23, 2021

The Georgia Department of Public Health updated its original Administrative Order providing reopening guidance to long-term care facilities to allow additional visitation....

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## Georgia Governor Kemp Clarifies Quarantine Requirements for “Fully Vaccinated” Long-Term Care Facility Staff and Residents

March 3, 2021

Georgia Governor Brian Kemp has extended the state Public Health State of Emergency (Executive Order 02.26.21.01) due to COVID-19 through April 6, 2021...

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## **Major EHR Vendor Settles False Claims Act Allegations**

February 5, 2021

Health IT company  
Athenahealth, a major  
developer and vendor of  
electronic health record (EHR)  
services, agreed to pay over  
\$18 million to settle federal  
False Claims Act allegations  
related to purported  
kickbacks from 2014 to  
2020...

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## **HHS proposes major changes to HIPAA's Privacy Rule**

December 16, 2020

The U.S. Department of  
Health and Human Services  
(HHS) recently published  
proposed modifications to the  
HIPAA privacy rule, which, if  
finalized, would significantly  
impact Covered Entities'  
responses to records  
requests.

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## [New Changes to Stark Law and Anti-Kickback Statutes](#)

November 25, 2020

Written by: Jordan Johnson, Esq. and Leanne Livingston, Esq. The Centers for Medicare & Medicaid Services (CMS) and the Department of Health and Human Services (HHS) Office of Inspector General (OIG) recently revised the federal self-referral Stark Law and safe harbors under the Anti-Kickback Statute (AKS). Before these changes, providers were faced with strict regulations

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## [Texas District Court Rules That Providers Must Exhaust Patient's Administrative](#)



## **Remedies to Preserve ERISA Standing**

November 18, 2020

In Mission Toxicology, LLC v. UnitedHealthcare Insurance Company, the Western District of Texas ruled against several lab companies seeking enforcement of the right to payment under ERISA for lab services provided at certain Texas hospitals...

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## **Major Health Insurer Forced to Amend Claim Processing Guidelines Due to Violation of Fiduciary Duties Under ERISA**

November 11, 2020

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The Northern District of California recently handed down remedies against United Behavioral Health (“UBH”), a subsidiary of UnitedHealth Group, related to violations of its fiduciary duties owed to its insureds...

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## [The Georgia Department of Community Health Extends Deadline for Fingerprint Background Checks for Existing Staff](#)

October 2, 2020

In May 2018, Georgia passed the Georgia Long-term Care Background Check Program, which required fingerprint criminal background checks of applicants for employment and direct access employees...

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## [The Georgia Department of Public Health Issues Reopening Guidance to Long-Term Care Facilities](#)

September 17, 2020

On September 15, 2020, Georgia Governor Brian Kemp issued another COVID-19 related Executive Order with significant impact on Long-Term Care Facilities, including nursing facilities and assisted living communities...

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## [Georgia's Senior Care Reform Bill Adds COVID-19 Requirements to New Legislation for](#)

## **Assisted Living Communities**

July 3, 2020

On June 30, 2020, Governor Kemp signed House Bill 987, known as the Senior Care Reform Bill, into law. This legislation covers numerous topics related to Assisted Living Communities that go into effect on July 1, 2021, including...

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## **Georgia's New Long-Term Care Background Check Program**

October 22, 2019

On May 7, 2018, then Governor Nathan Deal signed Georgia's new Long-term Care Background Check Program into law with the purpose of promoting public safety and providing for comprehensive criminal background checks...

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