Available IRS Services During A Shutdown

What can a tax pro do when the IRS is closed.

1

Roger Nemeth, EA and NTPI Fellow

- Started managing tax franchises in 2006.
- Developed Audit Detective in 2010.
- Qualified as an N.T.P.I. Fellow in 2015.
- Worked as a programmer for the largest Tax Resolution Company integrating automated transcript systems into workflow programs.
- > Assisted in the downloading and research of over 30 million transcripts.
- To date our software has been used to download just over one-fourth of a billion transcripts.



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Tax Help Software

Presentation Materials Are Copyrighted

Recently several of our webinars have been rebroadcast or used by other practitioners or companies to do their own presentations. I absolutely believe in collaboration with other tax professionals but please do not use all or part of this presentation without permission. A lot of work goes into these presentations.

Other Webinar Topics

- 1. The IRS has stopped answering the phones and shut the lights off. What can a tax professional still do? (1 hour)
 - This class will cover the IRS services that are still available during the current shutdown. This class will include best practices that were learned last year during the government shut down. There are opportunities for revenue emerging from this crisis for trained tax professionals.
- 2. E-Services and IRS Transcripts Course (2 hours)
 - Class will discuss how a tax professional can leverage the features of the IRS online E-Services features to help them better serve their clients. The course will cover everything from how to sign up through the Transcript Delivery System and how to use the transcripts.
- 3. How to onboard tax clients and tax resolution clients (1 hour)
 - This course is a best practice course on how to do a proper taxpayer and tax resolution client intake. The target audience should have a basic knowledge of IRS Transcripts.
- Learn The Best Way To Get Your 8821/2848's Processed And Accepted (Over 95% first time acceptance rate) (1 hour)
 - This is a detailed overview of how the IRS CAF Unit processes 8821/2848, including best practices to increase your first-time acceptance rate to over 95%.
- 5. First Time Penalty Abatement Made Easy (FTA) (1 hour)
 - This is my most popular webinar year after year. Over 10,000 practitioners have attended this webinar in the past 4 years. This course will teach step by step instructions on how to identify First Time Penalty Abatement opportunities and then use best practices to get them accepted.
- How To Detect & Mitigate IRS Exams Before They Begin (2 hours)
 Learn how to detect IRS Exams early by understanding the IRS audit selection process and mitigate the effects for your clients. This course

will actually show you how to detect audits and CP2000 six months in advance.

- 7. Understanding IRS Statute Of Limitations : ASED, RSED & CSED (2 hour) Part 1
 This course is an advanced class and teaches the attendee how to manually calculate the three IRS Statutory Dates: Assessment (ASED), Refund (RSED), and Collections (CSED). This is a must for every tax professional from tax preparers to tax resolution specialists. The IRS calculations are incorrect over 40% of the time there is a tolling event per the IRS Inspector General. This is Part 1 of a two part series. The second course is How To Calculate The CSED And Successfully Contest It With The IRS.
- How To Calculate The CSED And Successfully Contest It With The IRS (2 hour) Part 2
 - This is part two of the Understanding IRS Statute Of Limitations : ASED, RSED & CSED course. This course will cover how to obtain the IRS CSED and calculate the CSED from available data (IRS Transcripts) and compare them for accuracy and opportunities. In addition, this course will also cover how to verify the tolling events have been entered correctly and if they qualify as tolling events. This is one of the fastest growing tax controversy areas in tax resolution.
- 9. Basics of Federal Tax Discharge In Bankruptcy (1 hour) Part 1
- This course will discuss the basics of discharging federal tax debt in bankruptcy. Part 2 will discuss how to do the research and calculations
 Bankruptcy Tax Discharge - Learn how to assist bankruptcy attorneys evaluate a taxpayer for a potential bankruptcy. (2 hour) Part 2
 - This course will cover how to evaluate an individual taxpayer's IRS account for a potential bankruptcy filing. This course will focus on the IRS account review and the calculations for the potential bankruptcy discharge dates.

Handouts

Presentation Slides

Objective

Originally this presentation was created and presented during the Government last shut down (December 2018 to January 2019). This material has been updated with the latest information. Please understand this is a dynamic situation that is changing constantly. There is still a lot of tax business that can be done in these challenging times.

- Identify IRS Services no longer available.
- > Identify what services are actually open at the IRS.
- Identify best practices to get tax information for clients.
- > Identify revenue opportunities for those tax offices still serving clients

IRS Communications From the Last Week

- IRS Operations During COVID-19: Mission-critical functions continue (IRS.gov)
 - > IRS continues to update this webpage but it has been lagging behind the reality by as many as two days.
 - "Practitioner Priority Service (PPS) Due to staff limitations the Practitioner Priority Service line is closed until further notice.
 - > Please make IRS.gov your first option for answers to questions.
 - Practitioners with e-Services accounts and with client authorization can access the Transcript Delivery System to obtain prior-year transcripts. Taxpayers should use Where's My Refund? and Get Transcript, both common requests.
 - Normal operations will resume as soon as possible."
- IRS Newswire IR-2020-59 (3/25/2020)
- ➢ In essence this announcement closes ACS until July 15. More details on the next slide.
- > IRS Internal Memo (Politico IRS orders office evacuation, affecting most agency employees) (3/27/2020)
 - "An agency-wide email from IRS Human Capital Officer Robin Bailey on Friday explained that all employees "including employees who are currently not teleworking but whose work is portable or can be adapted to work offsite" must "evacuate the work site" and either work from home or an alternate location."

Note: All of these communications were published through the media or widely circulated in the tax professional community. None of this is confidential information.

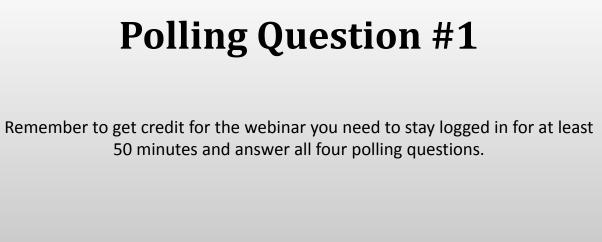
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Current Collections Status

Mostly from IRS Newswire IR-2020-59 (3/25/2020), but also affected by the 3/27/30 IRS Memo "Evacuate the workplace".

- For taxpayers under an existing Installment Agreement, payments due between April 1 and July 15, 2020 are suspended. Not sure what that means for taxpayers on a direct debit IA. I would expect guidance any day.
- > New installment agreements. Not sure how to apply.
- Pending Offer In Compromise (OIC): All requirements (Payments, compliance, information requests, etc.) have been delayed until 7/15/2020.
- New OIC: This is the time to submit new OIC and Partial Pay Installment Agreements (PPIA). If your taxpayer is making less money since the crisis began I would be filing now. These can be submitted or amended by mail per the instructions.
- > Automated Liens and Levies <u>New</u> automatic, systemic liens and levies will be suspended during this period.
- Existing liens and levies? Nobody knows the answer to this. If the IRS is not answering the phones not sure how to get a levy or lien stopped. Expect more guidance and additional information later in this presentation about options.





What can I do with the IRS?

E-File Returns

- > 2018 and 2019. Expect increased demand due to the Stimulus Requirements.
- Taxpayer can sign up for an online account
 - ➢ Get transcripts without a 2848/8821.
 - > Apply for an Online Payment Agreement (Very buggy.)
 - Modify an existing agreement
 - Change your monthly payment amount (this is a listed option). Cannot change value under the minimum payment amount for a full pay.
 - View balances
- Getting reports that the Taxpayer line and the small business line may be operating at very reduced capacity. UPDATE: The lines went offline today (3/31/20)

> I would only use these for issues that cannot wait and I would be prepared to wait on hold.

- → In my opinion I believe the IRS will staff taxpayer services before they staff practitioner services.
- Taxpayer Advocate Service
 - Indicated some staff is working from home (tele-working) and may be available to a limited extent.
 - This may be an option for lien and levy holds.

Registered Mail

I would recommend tracking any correspondence sent to the IRS (always a good practice), but I would not request a signature since nobody is there to sign which would prevent the "delivery" of the correspondence. I saw a memo earlier this week from tax court or appeals advising this and it makes sense. Basically nobody was going to be present to "sign".

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	CAF Units
offline on 4/6/2	emphis and Ogden CAF units are all currently offline (subject to change anytime). Ogden went 020. The CAF units should be some of the first units to start back up since they are mission e the last to stop.
0	usy because the IRS has no way to replenish the ink and paper in the printers. The IRS Secure Fax he inbound faxes electronically.
•	rocess First In First Out in the order received. Per the 8821/2848 instructions these forms can be neory they would be processed in the order received.
	I.3 (09-13-2017) Audience-Processing Sites (CAF Function) Function that receives the authorization is responsible for processing to the CAF, regardless of apping.

IRS e-Services & Transcript Delivery System Will Remain Available

Our IRS contacts have verified that these services will not be shut down and will remain available.

This is currently stated on the IRS Mission Critical Status Page: "Please make IRS.gov your first option for answers to questions.

Practitioners with e-Services accounts and with client authorization can access the Transcript Delivery System to obtain prior-year transcripts. Taxpayers should use Where's My Refund? and Get Transcript, both common requests."

Taxpayer Advocate Service

Web page on IRS.gov (not their primary site): https://www.irs.gov/taxpayer-advocate

From the Taxpayer Advocate IRS Home Page:

"COVID-19 Update

The Taxpayer Advocate Service (TAS) wants you to know that the safety and concern for our taxpayers and employees continues to be our highest priority. Currently, TAS remains open to receive phone calls at the local phone numbers *listed here*, but due to the coronavirus TAS is suspending walk-in services until further notice. If you have an open TAS case and need assistance, please reach out to your assigned Case Advocate by phone. If you are having a tax problem and have not been able to resolve it directly with the IRS, you can call your local taxpayer advocate."

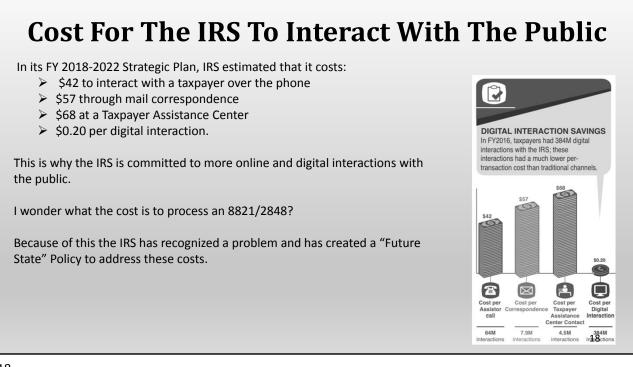
The "local numbers" this statement refers to is a link on that web page that takes you to a page that requires you to enter your state for the local number.

Currently the main number for Taxpayer Advocate is not being answered. Only the local numbers described above.

IRS Tax Payer Online Account Features There are several services a tax payer can access with an IRS Verified Online Account: IRS Get Transcripts \triangleright Online Payment Agreement (Very Buggy) – This can also be accessed by a tax professional who has 2848 authority for the tax payer. This is a great way to get an installment agreement set up without talking to anyone at the IRS and completing a 433. Requirements: Long-term payment plan (installment agreement): You owe \$50,000 or less in combined tax, penalties and interest, and filed all required returns. Short-term payment plan: You owe less than \$100,000 in combined tax, penalties and interest. Identity Protection Pin Application (IP PIN) - The IRS IP PIN is a 6-digit number assigned to eligible taxpayers to help prevent the misuse of their Social Security number on fraudulent federal income tax returns. > A taxpayer can apply online or be assigned one from the IRS with a CP01A Notice. View Your Account Information View your current pay off amount. Make payment or set up an installment agreement from the dashboard. 16

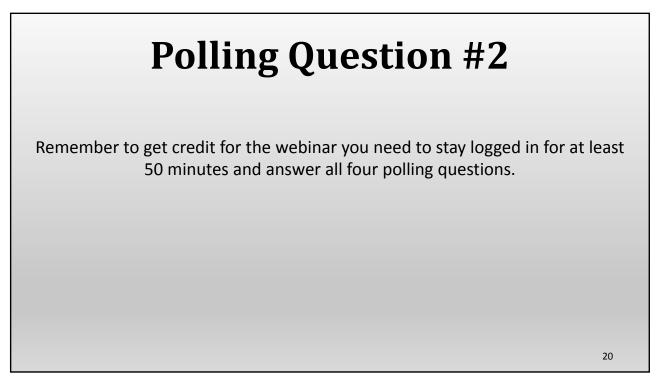
IRS Online 2848/8821 & e-Signatures

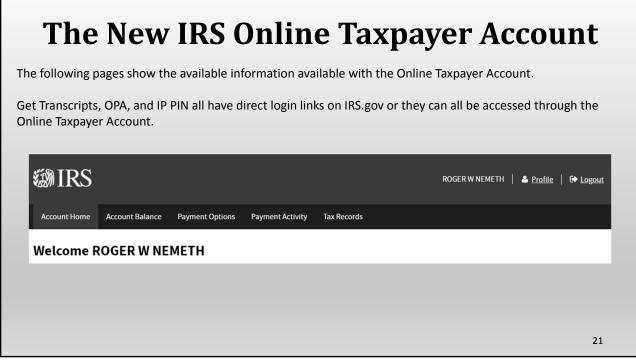
- THS is currently a part of the IRS e-Services focus group on online 2848. There should be a solution in the next 18 months, but it will not help with the current situation.
- Under the Taxpayer First Act the IRS was directed (by law) to publish guidance on the use of e-Signatures for the 2848/8821 by January 1, 2020.
 - The IRS published IRS IRM 10.10.10.1 IRS Electronic Signature (e-Signature) Program on 12/3/2019, but they did not include the 2848/8821 in guidance even though that was the primary purpose of 10.10.10.1
- The IRS did issue internal guidance on 3/30/2020 (Stakeholder Liaison sent the e-mail out) that indicates under limited circumstances the IRS will allow digital signatures for 2848's but I interpret this as a narrow scope when allowed by a Revenue Officer or Examiner working from home.
 - "any other statement or form needing the signature of a taxpayer or representative traditionally collected by IRS personnel outside of standard filing procedures (for example, <u>a case specific Power of</u> <u>Attorney</u>)."
 - Some practitioners interpreted this to mean all 2848. (Facebook rumor. Use Caution.)



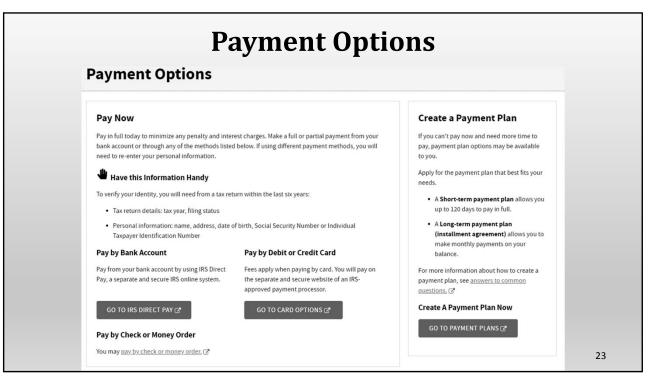
If You Need IRS Transcripts & You Do Not Have CAF Authority

- > IRS Get Transcripts is your only option until the call centers come back online.
- > The same credentials can be used for Get Transcripts, OPA, Online Account, Identity Protection Pin (IP PIN).
 - Get Transcripts has a higher validation than the rest (cell phone and credit verification). Some of the others are an "or".
- Business transcripts, separate assessments, and civil penalty transcripts are not available through Get Transcripts.
 - The only option for business transcripts currently without CAF Authority is to get a hold of somebody on the business line or possibly the 1040 line and have them sent to your e-Services Mailbox.
- All transcripts are redacted through Get Transcripts (even the Wage & Income Transcripts that are not redacted through e-Services).





Total Amount Owed	Amount Owed By Year	
Please view your tax information in the Amount	Tax Year	You Owe
Owed By Year section. The information provided is based on our current data. The numbers here may not reflect:	© 2019	INFO 🕄
Reendy filed or processing returns Pending payments or adjustments Information any sur bullness account Installment agreement fees GO TO PAYMENT OPTIONS Frequently Asked Questions About Balances	Income Tax You Have Payments to Claim on Your Our records show you have payments applied to claimed on your tax return. Type	
	Estimated Tax Payments (2*	\$1,000.00
	2018	\$32,513.00



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ayment	Activity		
Processed Pay View payments mac		ote that payments may take 1 to 3 weeks to be shown here.	
This list does not inc	clude tax withholding.		
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Sep 12, 2019	2019	Estimated Tax Payment	\$10,000.00
Apr 18, 2019	2018	Payment	\$2,217.00

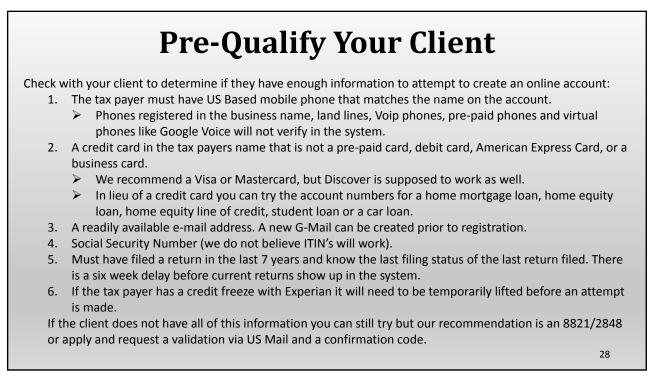
	Tay	Records	
	Ιαλ	necorus	
Tax Records	5		
2018 Summary			
	r most recent tax return as originally filed.	Get Transcripts Online	
Form Filed 1040		View, print or download information from your tax returns, account transcripts, W-2s, 1099s, and more.	
Filing Status	Married Filing Jointly	GET TRANSCRIPT 🗗	
Adjusted Gross Income	\$91,695.00		

Get	Transcr	ripts					
Get Transcript							
	Select a reason you need a transcript: Federal Tax Customer File Number: Customer File Number:						
You selected: Federal Tax We suggest you download: Reco	You selected: Federal Tax We suggest you download: Record of Account Transcript						
Below are the transcripts and years a Return Transcript	vailable.	0					
N/A	N/A	Glossary					
2018	2018	Return Transcript Tax Return Transcripts show most					
2017		line items from your tax return					
2017	2017	(Form 1040, 1040A or 1040EZ) as it was originally filed, including any					
	2010	accompanying forms and schedules. This transcript does not					
Account Transcript	Wage & Income Transcript	reflect any changes you, your representative or the IRS made					
2019	2019	after you filed your return. In many					
2018	2018	cases, a Return Transcript will meet the requirements of lending					
2017	2017	institutions offering mortgages and student loans.					
2016	2016	Record of Account Transcript					
Show All 🖾	Show All	Record of Account Transcript combine the information from tax account and tax return transcripts.	26				

Account Registration Best Practices

In 2018 when the IRS forced 300,000 tax pro's to go through the new enhanced verification processes the staff at Tax Help Software got very good at getting tax pros through the process successfully. These same best practices are now being shared with you to do the same with your own clients if you choose to do so.

If the online account registration fails the taxpayer can still validate their identity, but it will take some time so the IRS can send a letter to their last known address with a validation code.



Reasons For Registration Failures

The three primary reasons online registration fails:

- 1. The cell phone for the tax payer is not in their name. (Account for over 90% of the failures
- 2. The tax payer chooses a Credit Card that does not qualify (Amex, debit card, etc.).
- 3. The tax payer has a credit freeze with Experian.

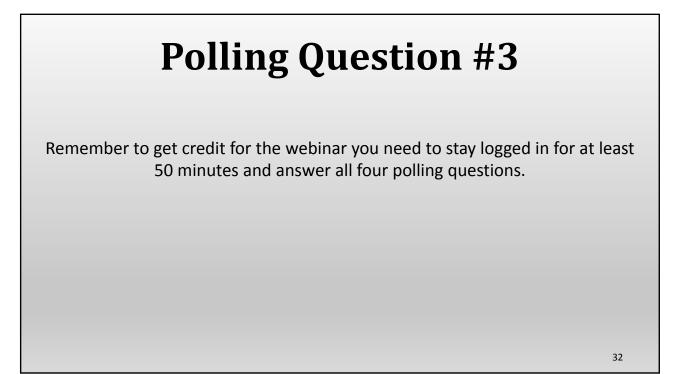
By using the following best practices you can vastly improve your client's chances of a successful registration.

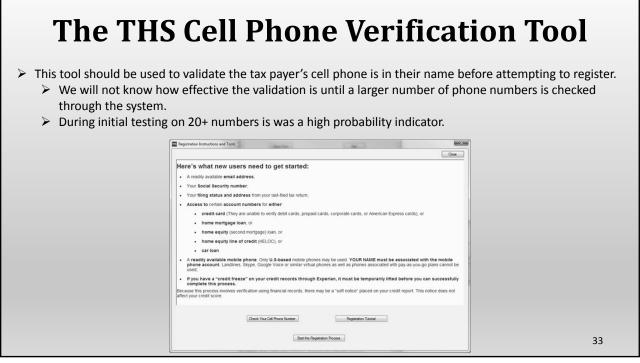
Cell Phone Validation Best Practices

- If the client does not have a cell phone with the account in their name they will not be able to validate online.
- > If the taxpayer is married you can try both cell phones.
- > Land lines, Voip phones, pre-paid phones and virtual phones like Google Voice will not verify in the system.
- If the tax payer does not have a cell phone in their name they can request a letter with a confirmation code be sent to their address on their last filed return.
- THS has created a feature in the software that will check your client's account name on the phone. The account name and the caller ID are different. Users can control the caller ID in their cell phone accounts. By checking the cell phone in advance you can save time and determine if it is worth trying.

Can you guess the online registration success rate?

28%





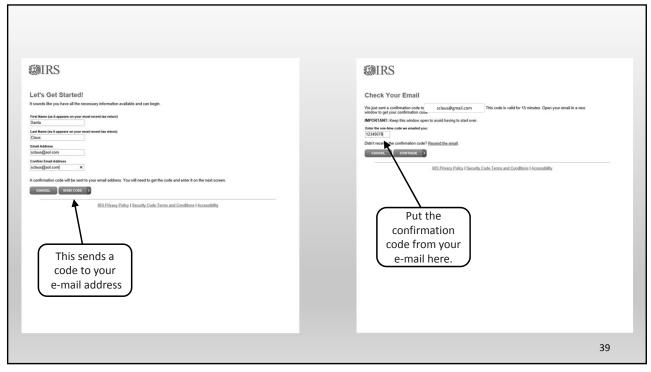
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		to verify your phone number. Code and a 6 digit verificatio			
Name returned.		Verification Code 713422		Retry / & Search	
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	First Name	Roger	Туре	Mobile	
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			Is Valid?	true	
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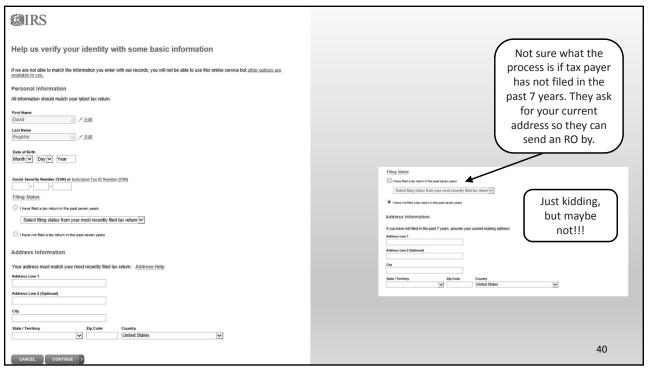
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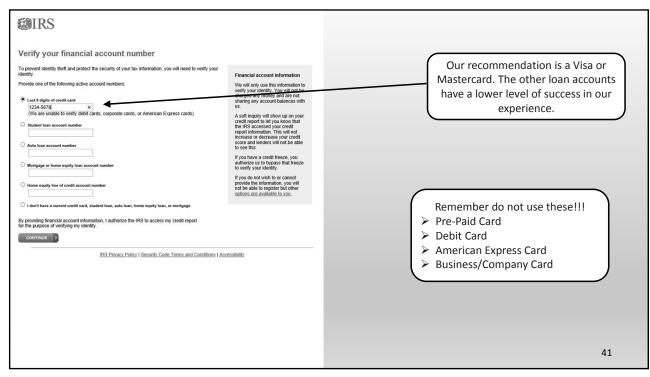


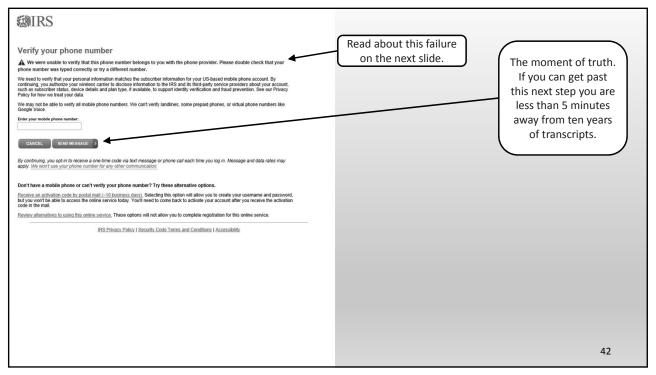
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WIRS		
You need a m		
We'll need one more wa Your phone must be	y to verify your identity. The easiest way is with a mobile phone.	
	one number registered in your name sages	
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lf you don't have a mob registration, you will still	e phone meeting those criteria, you can complete identity verification by receiving a letter in the mail. To complete need a U.Sbased mobile phone capable of receiving text messages, or an iPhone, iPad, or Android device.	
CONTINUE >		
Exit Registration		
	IRS Privacy Policy Security Code Terms and Conditions Accessibility	
		20
		38









Slam Dunk Failure

The screen shots on the previous slides came from David, my Brother-In-Law allowing me to capture them. He met all the criteria we listed previously and the THS Cell Phone Validation Tool was not ready yet.

David had a cell phone account with Verizon in his name for about 18 months. His cell phone did not validate on the IRS web site (that is why I do not have a screen shot of the success screen). When we got the cell phone validation tool to work a name we did not recognize came up in a different city. We believe that the database the IRS is using is not updating when phone numbers have switched users or what ever happens in the process. We are sharing these results with the IRS in an effort that they can improve the process.

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Summary

- > For the immediate future the taxpayer self-help tools and IRS e-Services will be the best initial option.
- Any option requiring a phone call will have to rely on non-traditional lines. Call Centers will be staffed for the Taxpayer first (Taxpayer line and small business line). UPDATE: Today (3/31/20) these lines went down.
- > Taxpayer Advocate is also an option through the local numbers.
- If a 2848 or 8821 needs to be submitted currently (subject to change daily) Ogden CAF Unit via Fax and any unit via US Mail. Processing times will be high.
- > Tax Professionals need to be patient and intuitive in dealing with taxpayer issues.

Polling Question #4

Remember to get credit for the webinar you need to stay logged in for at least 50 minutes and answer all four polling questions.

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QUESTIONS?

Roger W. Nemeth, EA & NTPI Fellow Email: info@AuditDetective.com

Please be advised I do not do case consultations from webinars.