

Part 5. Collecting Process

Chapter 14. Installment Agreements

Section 11. Defaulted Installment Agreements, Terminated Agreements and Appeals of: Proposed Terminations (Defaults), and Terminated Installment Agreements

5.14.11 Defaulted Installment Agreements, Terminated Agreements and Appeals of: Proposed Terminations (Defaults), and Terminated Installment Agreements

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5.14.11.1 (09-26-2008)

Overview

1. *When taxpayers provide inaccurate information or do not meet the terms of their agreements, the agreements may be terminated. Taxpayers may appeal proposed terminations. This chapter provides procedures for default and termination of agreements for both IDRS and manually monitored agreements. Exhibit 5.14.11.1-1 is a table defining the status of agreements (New, Current, Defaulted, and Terminated) with permissible actions for each status.*

5.14.11.2 (09-26-2008)

Reason for Termination of Installment Agreements Without Notice to Taxpayers

1. The Internal Revenue Service may terminate installment agreements without advance notice if the Secretary (or his duly authorized representative, e.g. revenue officer or other contact employee) believes that collection of the tax covered by the installment agreement is in jeopardy.

Caution:

See IRM 5.14.1.5 regarding levy restrictions. Collection is considered to be in jeopardy (see IRM 5.14.1.5(2)) if one of the conditions allowing a jeopardy assessment exists. See Policy Statement P-4-88 and IRM 5.11.1.3.9 regarding Notices of Levy.

5.14.11.3 (09-26-2008)

Reasons for Proposing Termination (Defaulting) of Installment Agreements

1. The Internal Revenue Service may propose termination of (place in default) installment agreements if taxpayers: (See IRM 5.14.11.3(2) for additional information relative to defaulting agreements for each of these reasons.)
 - A. fail to pay an installment payment when due under the terms of an agreement;

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