



# Delaware Auditor of Accounts GASB Entity Determination Analysis Memo Delaware College Investment Plan

FSF User

Not an Entity

To complete our entity determination analysis, the Office of Auditor of Accounts (AOA) reviewed the following:

- GASB 14, *The Financial Reporting Entity*
- GASB 34, *Basic Financial Statements – and Management’s Discussion and Analysis – for State and Local Governments* (GASB 34 amended GASB 14, ¶9, 11, ¶12, ¶19, ¶42, ¶44, ¶50 –¶52, ¶54, ¶58, ¶60, ¶63, ¶65, ¶73, ¶74, ¶78, and¶131 and superseded GASB 14, ¶45–47, 49, 56, and ¶57)
- GASB 39, *Determining Whether Certain Organizations Are Component Units*
- GASB 61, *The Financial Reporting Entity: Omnibus an amendment of GASB Statements No. 14 and No. 34*
- *AICPA Audit and Accounting Guide – State and Local Governments*, Chapter 3: The Financial Reporting Entity
- *GASB 2011-2012 Comprehensive Implementation Guide*, Chapter 4: The Financial Reporting Entity
- *June 30, 2012 State of Delaware Comprehensive Annual Financial Report (CAFR)*
- *14 Del. C. c. 34 Subchapter XII – Delaware College Investment Plan*

*NOTE: The analysis below is based on the documents/guidance reviewed, as detailed above. Additional information or legal interpretations of the portions of the Delaware Code reviewed could impact the analysis and impact a decision on the proper accounting treatment for the entity. The decision of what the appropriate accounting treatment is for the entity, based on a review of all applicable guidance/information, is solely the responsibility of management. As such, AOA does not make such conclusions herein.*

The General Assembly established the Delaware College Investment Plan pursuant to 26 U.S.C. §529 and created the Delaware College Investment Board to implement and maintain the Plan through the adoption of rules and regulations for the administration of the Plan (14 Del. C. §3483).

The purpose of the College Investment Plan is to promote a flexible, tax-advantaged higher education savings program for Delaware taxpayers. The State does not contribute any assets to the College Investment Plan. Also, the College Investment Plan is regulated by IRS code section 529 and so the State must follow these regulations.

Although the College Investment Plan receives a separate audit of its own financial statements, it is by nature a plan and lacks status as an entity. Therefore, AOA did not perform a GASB 61 analysis.