

## LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES

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### Environment and Natural Resources Trust Fund (ENRTF) Project Requirements

*The following information provides guidance on requirements for all efforts undertaken using monies from the Environment and Natural Resources Trust Fund (ENRTF). These should be considered minimum requirements and may be modified in the future.*

#### Project Requirements for ENRTF-Funded Projects

##### **A. Trust Fund Not to Supplant Existing Funding**

The Trust Fund may not be used as a substitute for traditional sources of funding environmental and natural resources activities, but the Trust Fund shall supplement the traditional sources. See [116P.03](#) for additional information.

##### **B. Trust Fund Expenditures**

Trust Fund dollars can only be spent for activities supporting the Fund's intended purpose. See [116P.08](#) and [Article XI, Section 14 of the Minnesota Constitution](#) for additional information.

##### **C. Royalties, Copyrights, Patents, and Sale of Products and Assets**

1. The Trust Fund owns and shall take title to the percentage of a royalty, copyright, or patent resulting from a project supported by the fund equal to the percentage of the project's total funding provided by the fund.
2. If a project supported by the fund results in net income from the sale of products or assets developed or acquired by an appropriation from the fund, the appropriation must be repaid to the fund in an amount equal to the percentage of the project's total funding provided by the fund. See [116P.10](#) for more information.

##### **D. Work Plan and Progress Reports**

As a condition of accepting an appropriation from the Trust Fund, an agency or entity receiving an appropriation or a party to an agreement from an appropriation must submit a work plan and annual or semiannual progress reports in the form determined by the Legislative-Citizen Commission on Minnesota Resources for any project funded in whole or in part with funds from the appropriation. Modifications to the approved work plan and budget expenditures must be made through the amendment process established by the Legislative-Citizen Commission on Minnesota Resources. See [116P.05 Subd. 2 \(b\)](#) for additional information.

##### **E. Acknowledgement of Funding**

A recipient of an appropriation from the Trust Fund must acknowledge financial support from the environment and natural resources trust fund in project publications, signage, and other public

communications and outreach related to work completed using the appropriation. Acknowledgment may occur, as appropriate, through use of the trust-fund logo or inclusion of language attributing support from the trust fund. Each direct recipient of money appropriated in this section, as well as each recipient of a grant awarded pursuant to this section, must satisfy all reporting and other requirements incumbent upon constitutionally dedicated funding recipients as provided in [Minnesota Statutes, section 3.303, subdivision 10](#), and [Minnesota Statutes, chapter 116P](#).

**F. Data-Availability**

Data collected by the projects funded by the Trust Fund must conform to guidelines and standards adopted by Minnesota IT Services. Spatial data must also conform to additional guidelines and standards designed to support data coordination and distribution that have been published by the Minnesota Geospatial Information Office. Descriptions of spatial data must be prepared as specified in the state's geographic metadata guideline and must be submitted to the Minnesota Geospatial Information Office. All data must be accessible and free to the public unless made private under the [Data Practices Act, Minnesota Statutes, chapter 13](#). To the extent practicable, summary data and results of projects funded under this section should be readily accessible on the Internet and identified as having received funding from the environment and natural resources trust fund.

**G. Purchasing Recycled and Recyclable Materials**

A political subdivision, public or private corporation, or other entity that receives an appropriation from the Trust Fund must use the appropriation in compliance with [Minnesota Statutes, section 16C.0725](#), regarding purchasing recycled, repairable, and durable materials and [Minnesota Statutes, section 16C.073](#), regarding purchasing and using paper stock and printing.

**H. Energy Conservation and Sustainable Building Guidelines**

A recipient to whom a Trust Fund appropriation is made for a capital-improvement project must ensure that the project complies with the applicable energy conservation and sustainable building guidelines and standards contained in law, including Minnesota Statutes, sections [16B.325](#), [216C.19](#), and [216C.20](#), and rules adopted under those sections. The recipient may use the energy planning, advocacy, and State Energy Office units of the Department of Commerce to obtain information and technical assistance on energy conservation and alternative-energy development relating to planning and constructing the capital-improvement project.

**I. Accessibility**

Structural and nonstructural facilities created with Trust Fund dollars must meet the design standards in the Americans with Disabilities Act (ADA) accessibility guidelines.

**J. Background Check Certification**

A recipient of an appropriation from the Trust Fund that is receiving funding to conduct children's services, as defined in [Minnesota Statutes, section 299C.61, subdivision 7](#), must certify to the Legislative-Citizen Commission on Minnesota Resources, as part of the required work plan, that criminal background checks for background check crimes, as defined in [Minnesota Statutes, section](#)

[299C.61, subdivision 2](#), are performed on all employees, contractors, and volunteers that have or may have access to a child to whom the recipient provides children's services using the appropriation.