

Notwithstanding section 609.135, the above sentence must be executed, unless prior to sentencing the prosecutor files a motion to have the defendant sentenced without regard to the mandatory minimum sentence established by this subdivision. The motion must be accompanied by a statement on the record of the reasons. When presented with the motion and if it finds that substantial mitigating factors exist, the court shall sentence the defendant without regard to the mandatory minimum term of imprisonment established by this subdivision. When any portion of the sentence required by this subdivision is not executed, the court should impose a sentence that is proportional to the extent of the offender's prior criminal and moving traffic violation record.

Sec. 2. STUDY OF MANDATORY MINIMUM SENTENCING PROVISION.

The state planning agency shall monitor the implementation and use of the mandatory minimum sentencing provisions contained in section 169.121, subdivision 3a, and shall report to the legislature by January 1, 1990, with its findings and recommendations, if any.

Sec. 3. EFFECTIVE DATE.

Section 1 is effective August 1, 1988, and applies to crimes committed on or after that date. Section 2 is effective August 1, 1988.

Approved March 16, 1988

CHAPTER 409—S.F.No. 1715

An act relating to local government; providing conditions for certain county contracts; amending Minnesota Statutes 1986, section 471.345, by adding a subdivision.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1986, section 471.345, is amended by adding a subdivision to read:

Subd. 5a. COUNTY RENTAL CONTRACTS. If the amount of a county contract for the rental of equipment is estimated to be \$60,000 or less, the contract may, in the discretion of the county board, be made by direct negotiation by obtaining two or more quotations for the rental when possible and without advertising for bids or otherwise complying with the requirements of competitive bidding. All quotations shall be kept on file for a period of at least one year after their receipt.

Approved March 16, 1988

New language is indicated by underline, deletions by ~~strikeout~~.