

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 1586

Short Title: Independent Operation of Strike at the Wind. (Public)

Sponsors: Representatives Sutton, Yongue, and Pierce (Primary Sponsors).

Referred to: Federal Relations and Indian Affairs.

April 19, 2007

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE FOR THE INDEPENDENT OPERATION OF THE
2 OUTDOOR DRAMA "STRIKE AT THE WIND."
3

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** The State of North Carolina shall enter into a lease agreement
6 with Carolina Arts Network, Inc., for the operation of the Adolph L. Dial Amphitheater
7 and the continuous performance of the outdoor drama "Strike at the Wind" at that venue
8 in Robeson County. The actual boundaries of the real property subject to the lease shall
9 be agreed upon by the leasing parties but shall not include the property on which the
10 Henry Berry Lowry House is currently situated.

11 **SECTION 2.** The purpose of the lease mandated by this act is to allow the
12 Carolina Arts Network, Inc., and "Strike at the Wind" to operate independently of the
13 North Carolina Indian Cultural Center, Inc., which currently leases property that
14 includes the Adolph L. Dial Amphitheater, and to require Carolina Arts Network to be
15 responsible for all maintenance, repair, utilities, and other expenses associated with the
16 operation of the amphitheater and the presentation of "Strike at the Wind."

17 **SECTION 3.** The lease mandated by this act shall require Carolina Arts
18 Network, Inc., to continue sharing entrances, access roads, parking lots, and all other
19 facilities providing access to the properties in Robeson County that include the Adolph
20 L. Dial Amphitheater, the North Carolina Indian Cultural Center, and the Riverside Golf
21 Course. The lease shall also allow for the use of the amphitheater by other organizations
22 at times and under circumstances that do not interfere with rehearsals or presentations of
23 "Strike at the Wind." The lease shall require Carolina Arts Network, Inc., to provide for
24 the continuous performance of "Strike at the Wind," and should Carolina Arts Network,
25 Inc., fail to substantially perform in providing the drama for two consecutive seasons,
26 the lease shall be terminated and property again made subject to a lease between the
27 State of North Carolina and the North Carolina Indian Cultural Center, Inc.

28 **SECTION 4.** The Commission of Indian Affairs shall monitor the use of the
29 properties in Robeson County that include the Adolph L. Dial Amphitheater, the North

1 Carolina Indian Cultural Center, and the Riverside Golf Course to encourage those
2 organizations to comply with State and local laws with respect to the use, operation, and
3 maintenance of the facilities. The Commission shall also monitor the lease agreement to
4 encourage those entities to comply with the intent of the State of North Carolina as
5 expressed in the lease agreement and acts of the General Assembly. The Commission's
6 monitoring responsibilities do not provide it with authority to become involved in the
7 daily operations of the North Carolina Indian Cultural Center, the Adolph L. Dial
8 Amphitheater, or the Riverside Golf Course, except as provided in this act.

9 **SECTION 5.** This act is effective when it becomes law.