

The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
Bureau of Environmental Health
Community Sanitation Program
5 Randolph Street, Canton, MA 02021
Phone: 781-828-7700 Fax: 781-828-7703

CHARLES D. BAKER
Governor

KARYN E. POLITO
Lieutenant Governor

MARYLOU SUDDERS
Secretary

MONICA BHAREL, MD, MPH
Commissioner

Tel: 617-624-6000
www.mass.gov/dph

May 15, 2015

James M. Cummings, Sheriff
Barnstable County Correctional Facility
6000 Sheriff's Place
Bourne, MA 02532

Re: Facility Inspection - Barnstable County Correctional Facility, Bourne

Dear Sheriff Cummings:

In accordance with M.G.L. c. 111, §§ 5, 20, and 21, as well as Massachusetts Department of Public Health (Department) Regulations 105 CMR 451.000: Minimum Health and Sanitation Standards and Inspection Procedures for Correctional Facilities; 105 CMR 480.000: Storage and Disposal of Infectious or Physically Dangerous Medical or Biological Waste (State Sanitary Code, Chapter VIII); 105 CMR 590.000: Minimum Sanitation Standards for Food Establishments (State Sanitary Code Chapter X); the 1999 Food Code; 105 CMR 520.000 Labeling; and 105 CMR 205.000 Minimum Standards Governing Medical Records and the Conduct of Physical Examinations in Correctional Facilities; I conducted an inspection of the Barnstable County Correctional Facility on April 24, 2015 accompanied by Deputy Ken Shaffer. Violations noted during the inspection are listed below including 26 repeat violations:

HEALTH AND SAFETY VIOLATIONS

(* indicates conditions documented on previous inspection reports)

Entrance

Male Bathroom

No Violations Noted

Female Bathroom

No Violations Noted

House 1

Triage

105 CMR 451.353

Interior Maintenance: Ceiling damaged around vent

Pod A

Main Area

No Violations Noted

Showers – 1st Floor

Unable to Inspect – In Use

Janitor's Closet – 1st Floor

No Violations Noted

Showers – 2nd Floor

No Violations Noted

Janitor's Closet – 2nd Floor

No Violations Noted

Cells

105 CMR 451.321*

Cell Size: Inadequate floor space in cell # A1-A36

Storage

No Violations Noted

Recreation Area

No Violations Noted

Pod B

Main Area

No Violations Noted

Showers

105 CMR 451.123*

105 CMR 451.123

Maintenance: Ceiling tiles rusted outside shower # 4

Maintenance: Mold on ceiling in shower # 4

Janitor's Closet

105 CMR 451.353*

Interior Maintenance: Vent dusty

Cells

105 CMR 451.321*

Cell Size: Inadequate floor space in cell # B1-B16

Storage Room

No Violations Noted

Officer's Bathroom

No Violations Noted

Recreation Area

No Violations Noted

Pod C

Main Area

No Violations Noted

Officer's Bathroom

No Violations Noted

Janitor's Closet – 1st Floor

No Violations Noted

Showers – 1st Floor

105 CMR 451.123*

Maintenance: Mold on ceiling in shower # 1-3

Showers – 2nd Floor

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 1 and 2

Janitor's Closet – 2nd Floor

No Violations Noted

Cells

105 CMR 451.321*

Cell Size: Inadequate floor space in cell # C1-C32

Recreation Area

No Violations Noted

House 2

Pod D

Main Area

No Violations Noted

Shower – 1st Floor

No Violations Noted

Janitor's Closet – 1st Floor

No Violations Noted

Shower – 2nd Floor

No Violations Noted

Janitor's Closet – 2nd Floor

No Violations Noted

Cells

105 CMR 451.321*

Cell Size: Inadequate floor space in cell # D1-D12

Storage Room

105 CMR 451.353*

Interior Maintenance: Water damage on ceiling

Recreation Area

No Violations Noted

Pod E

Main Area

No Violations Noted

Showers – 1st Floor

No Violations Noted

Janitor's Closet – 1st Floor

No Violations Noted

Showers – 2nd Floor

105 CMR 451.123

Maintenance: Soap scum on doors in shower # 1 and 2

Janitor's Closet – 2nd Floor

No Violations Noted

<i>Cells</i> 105 CMR 451.321*	Cell Size: Inadequate floor space in cell # E1-E24
<i>Storage Room</i>	No Violations Noted
<i>Recreation Area</i>	No Violations Noted
Pod F	
<i>Main Area</i>	No Violations Noted
<i>Showers</i>	Unable to Inspect – In Use
<i>Janitor's Closet</i> 105 CMR 451.353*	Interior Maintenance: Wet mop stored in bucket
<i>Cells</i> 105 CMR 451.353 105 CMR 451.353	Interior Maintenance: Ceiling dirty in cell # 5 Interior Maintenance: Wall dirty in cell # 7
<i>Recreation Area</i>	No Violations Noted
Pod G	
<i>Main Area</i>	No Violations Noted
<i>Shower – 1st Floor</i> 105 CMR 451.123 105 CMR 451.123	Maintenance: Mold on ceiling Maintenance: Soap scum on seat in shower
<i>Janitor's Closet – 1st Floor</i>	No Violations Noted
<i>Shower – 2nd Floor</i>	No Violations Noted
<i>Janitor's Closet – 2nd Floor</i>	No Violations Noted
<i>Cells</i> 105 CMR 451.321* 105 CMR 451.140	Cell Size: Inadequate floor space in cell # G1-G12 Adequate Ventilation: Inadequate ventilation, wall vent blocked in cell # 4
<i>Storage Closet</i>	No Violations Noted
<i>Recreation Area</i>	No Violations Noted

Pod H

Main Area

No Violations Noted

Shower – 1st Floor

No Violations Noted

Janitor's Closet – 1st Floor

No Violations Noted

Shower – 2nd Floor

No Violations Noted

Janitor's Closet – 2nd Floor

105 CMR 451.353

Interior Maintenance: Wet mop stored in bucket

Cells

105 CMR 451.321*

Cell Size: Inadequate floor space in cell # H1-H12

Recreation Area

No Violations Noted

House 3

Main Hallway

Triage Room

No Violations Noted

Pod J

Main Area

FC 4-601.11(A)*

Cleaning of Equipment and Utensils, Objective: Food contact surface dirty, interior of coffee-maker dirty

FC 4-204.112(A)*

Design and Construction, Functionality: No functioning thermometer in white refrigerator

Showers – 1st Floor

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 1-3

Janitor's Closet – 1st Floor

105 CMR 451.353

Interior Maintenance: Wet mop stored in bucket

Showers – 2nd Floor

105 CMR 451.123*

Maintenance: Mold on ceiling in shower # 1 and 2

Janitor's Closet – 2nd Floor

105 CMR 451.353*

Interior Maintenance: Wet mop stored in bucket

Cells

105 CMR 451.321*

Cell Size: Inadequate floor space in cell # J1-J36

Storage Closet

No Violations Noted

Recreation Area

No Violations Noted

Pod K

Main Area

No Violations Noted

Showers – 1st Floor

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 1-3

Janitor's Closet – 1st Floor

105 CMR 451.353

Interior Maintenance: Wet mop stored in sink

Showers – 2nd Floor

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 1-3

Janitor's Closet – 2nd Floor

No Violations Noted

Cells

105 CMR 451.321*

Cell Size: Inadequate floor space in cell # K1-K36

105 CMR 451.353*

Interior Maintenance: Wall paint peeling in cell # 12 and 26

105 CMR 451.353

Interior Maintenance: Wall paint peeling in cell # 31

Recreation Area

No Violations Noted

Pod L

Main Area

No Violations Noted

Showers – 1st Floor

105 CMR 451.123

Maintenance: Mold on ceiling in shower # 3

Janitor's Closet – 1st Floor

105 CMR 451.353*

Interior Maintenance: Wet mop stored in bucket

Showers – 2nd Floor

No Violations Noted

Janitor's Closet – 2nd Floor

No Violations Noted

Cells

105 CMR 451.321*

Cell Size: Inadequate floor space in cell # L1-L36

Recreation Area

No Violations Noted

Pod M

Main Area

No Violations Noted

Showers – 1st Floor

No Violations Noted

Janitor's Closet – 1st Floor

105 CMR 451.353

Interior Maintenance: Slop sink leaking behind wall

Showers – 2nd Floor

105 CMR 451.123*

Maintenance: Soap scum on walls in showers # 1 and 3

Janitor's Closet – 2nd Floor

No Violations Noted

Cells

105 CMR 451.321*

Cell Size: Inadequate floor space in cell # M1-M36

Officer's Bathroom

No Violations Noted

Storage Closet

No Violations Noted

Recreation Area

No Violations Noted

Food Service

Male Staff Bathroom

No Violations Noted

Female Staff Bathroom

No Violations Noted

Staff Dining

FC 4-903.11(A)(2)

Protection of Clean Items, Storing: Single-service items not protected from contamination, utensils not stored with handles up

Ice Machine

FC 4-602.11(E)(4)(b)*

Cleaning of Equipment and Utensils, Frequency: Interior surfaces of ice machine dirty

Handwash Sink (near Ice Machine)

FC 5-205.15(B)

Plumbing System, Operations and Maintenance: Plumbing system not maintained in good repair, handwash sink leaking

FC 5-501.16(C)

Refuse, Recyclables, and Returnables; Numbers and Capacities: No conveniently located waste receptacle at handwashing sink

Chemical Closet – SV123

No Violations Noted

Tool Room – SV119

No Violations Noted

Walk-In Freezer

No Violations Noted

Cooler # 1

No Violations Noted

<i>Cooler # 2</i> FC 3-302.11(A)(4)	Preventing Food and Ingredient Contamination: Preventing cross contamination, vegetables not appropriately covered
<i>2-Bay Sink Area</i>	No Violations Noted
<i>Prep Area</i>	No Violations Noted
<i>True Cooler</i>	No Violations Noted
<i>True Warming Units</i>	No Violations Noted
<i>Tool Closet # 2</i>	No Violations Noted
<i>Dishwashing Area</i> FC 4-701.10	Sanitization of Equipment and Utensils, Objective: Food contact surfaces not properly sanitized, not testing sanitizing solution before use
<i>Staff Bathroom # 121</i>	No Violations Noted
<i>Inmate Bathroom</i> FC 6-201.16(A)	Design, Construction, and Installation; Cleanability: Wall paint peeling
<i>Dry Storage # 1</i>	No Violations Noted
<i>Dry Storage # 2</i> FC 3-302.11(A)(4)	Preventing Food and Ingredient Contamination: Preventing cross contamination, cereal not appropriately covered
<i>Loading Dock</i>	No Violations Noted
Warehouse	
<i>Bathroom</i>	No Violations Noted
<u>Laundry</u>	No Violations Noted
<i>Inmate Bathroom</i>	No Violations Noted
<i>Office</i>	No Violations Noted
<i>Storage</i>	No Violations Noted

Visiting

No Violations Noted

H.S.U.*Lab # 135*

No Violations Noted

Male Staff Bathroom # 111

No Violations Noted

Female Staff Bathroom # 113

No Violations Noted

Janitor's Closet # 133

No Violations Noted

Biohazard Closet # 132

No Violations Noted

Exam Room # 136

No Violations Noted

Exam Room # 128

No Violations Noted

Storage # 127

No Violations Noted

Conference Room # 125

No Violations Noted

Cell # HL134

No Violations Noted

Dental Suite # 124

No Violations Noted

Medical Cart Storage

No Violations Noted

Equipment Storage # 115

No Violations Noted

Inmate Bathroom # 138

No Violations Noted

Booking/Intake*Officer's Area*

No Violations Noted

Holding Cells

No Violations Noted

Janitor's Closet # 132

No Violations Noted

Search Showers # 123 and 124

No Violations Noted

Male Release Dressout # 122

No Violations Noted

Female Release Dressout # 121

No Violations Noted

Male Staff Bathroom # 127

No Violations Noted

Female Staff Bathroom # 119

No Violations Noted

Male Inmate Bathroom # 134

No Violations Noted

Female Inmate Bathroom # 151

No Violations Noted

Staff Bathroom # 145

No Violations Noted

Inmate Bathroom # 147

No Violations Noted

Education Area

Inmate Bathroom # 116

No Violations Noted

Inmate Bathroom # 117

No Violations Noted

Male Staff Bathroom

No Violations Noted

Female Staff Bathroom

No Violations Noted

Observations and Recommendations

1. The inmate population was 402 at the time of inspection.
2. The Department recommends having sanitizer testing equipment readily available in the kitchen in order to properly test the sanitizing solution after mixing and before use.

This facility does not comply with the Department's Regulations cited above. In accordance with 105 CMR 451.404, please submit a plan of correction within 10 working days of receipt of this notice, indicating the specific corrective steps to be taken, a timetable for such steps, and the date by which correction will be achieved. The plan should be signed by the Superintendent or Administrator and submitted to my attention, at the address listed above.

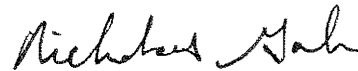
To review the specific regulatory requirements please visit our website at www.mass.gov/dph/dcs and click on "Correctional Facilities" (available in both PDF and RTF formats).

To review the Food Establishment regulations please visit the Food Protection website at www.mass.gov/dph/fpp and click on "Food Protection Regulations". Then under "Retail" click "105 CMR 590.000 - State Sanitary Code Chapter X – Minimum Sanitation Standards for Food Establishments" and "1999 Food Code".

To review the Labeling regulations please visit the Food Protection website at www.mass.gov/dph/fpp and click on "Food Protection Regulations". Then under "General Food Regulations" click "105 CMR 520.000: Labeling."

This inspection report is signed and certified under the pains and penalties of perjury.

Sincerely,



Nicholas Gale
Environmental Health Inspector, CSP, BEH

cc: Suzanne K. Condon, Associate Commissioner, Director, BEH
Steven Hughes, Director, CSP, BEH
Jay Youmans, Director of Government Affairs
Marylou Sudders, Secretary, Executive Office of Health and Human Services
Carol Higgins O'Brien, Commissioner, DOC
John Rogozenski, Superintendent
Deputy Brian Chapman, EHSO
Ken Shaffer, Lieutenant
Cynthia A. Coffin, RS, CHO, Health Agent, Bourne Board of Health
Clerk, Massachusetts House of Representatives
Clerk, Massachusetts Senate
Daniel Bennett, Secretary, EOPS