The Commonwealth of Massachusetts

Executive Office of Health and Human Services

Department of Public Health

Bureau of Climate and Environmental Health

Community Sanitation Program

5 Randolph Street

Canton, MA 02021

Phone: 617-356-5387

KATHLEEN E. WALSH

Secretary

ROBERT GOLDSTEIN, MD, PhD Commissioner

**Tel: 617-624-6000**

**www.mass.gov/dph**

MAURA T. HEALEY

Governor

KIMBERLEY DRISCOLL

Lieutenant Governor

October 10, 2023

Donna Buckley, Sheriff

Barnstable County Correctional Facility

6000 Sheriff’s Place

Bourne, MA 02532 (electronic copy)

Re: Facility Inspection - Barnstable County Correctional Facility, Bourne

Dear Sheriff Buckley:

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: Minimum Requirements for the Management of 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 2013 Food Code; 105 CMR 500.000 Good Manufacturing Practices for Food; and 105 CMR 205.000 Minimum Standards Governing Medical Records and the Conduct of Physical Examinations in Correctional Facilities; the Department’s Community Sanitation Program (CSP) conducted an inspection of the Barnstable County Correctional Facility on September 27, 2023 accompanied by Captain Ken Shaffer and George Hairston, Facilities Director. Violations noted during the inspection are listed below including 46 repeat violations:

Should you have any questions, please don’t hesitate to contact me.

 Sincerely,



 Patrick Wallace

 Environmental Health Inspector, CSP, BCEH

cc: Robert Goldstein, MD, PhD, Commissioner, DPH

Nalina Narain, Director, BCEH

 Steven Hughes, Director, CSP, BCEH

Kathleen E. Walsh, Secretary, Executive Office of Health and Human Services (electronic copy)

 Carol A. Mici, Commissioner, DOC (electronic copy)

Terrence Reidy, Secretary, EOPSS (electronic copy)

Timothy Gotovich, Director, Policy Development and Compliance Unit (electronic copy)

 Robert Ahonen, Special Sheriff/Superintendent (electronic copy)

Captain Kenneth R. Shaffer, Policies Procedures and Compliance, EHSO (electronic copy)

George Hairston, Facilities Director (electronic copy)

Terri Guarino, RS, Health Agent, Bourne Board of Health (electronic copy)

Clerk, Massachusetts House of Representatives (electronic copy)

 Clerk, Massachusetts Senate (electronic copy)

**HEALTH AND SAFETY VIOLATIONS**

(*\* indicates conditions documented on previous inspection reports*)

**Entrance**

*Male Bathroom*

 No Violations Noted

*Female Bathroom*

 No Violations Noted

**Administration Area**

*Staff Break Room*

 No Violations Noted

*Fitness Room*

105 CMR 451.353\* Interior Maintenance: Ceiling tiles water damaged

*Female Locker Room*

 No Violations Noted

*Male Locker Room*

 No Violations Noted

**House 1**

**Triage**

 No Violations Noted

**Pod A**

*Main Area*

105 CMR 451.353 Interior Maintenance: Unlabeled chemical bottle

105 CMR 451.353 Interior Maintenance: Wall paint damaged

*Storage Room*

No Violations Noted

*Staff Bathroom*

 No Violations Noted

*Interview Room*

 No Violations Noted

*Lower Showers*

105 CMR 451.123\* Maintenance: Soap scum on walls in shower # 2

105 CMR 451.123\* Maintenance: Soap scum on floor in shower # 2 and 3

*Upper Showers*

105 CMR 451.123\* Maintenance: Soap scum on walls in shower # 1, 2, and 3

105 CMR 451.123\* Maintenance: Soap scum on floor in shower # 1, 2, and 3

*Janitor’s Closet*

 No Violations Noted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cells, cells double bunked

*Recreation Area*

No Violations Noted

**Pod B**

*Main Area*

 No Violations Noted

*Storage Room*

 No Violations Noted

*Staff Bathroom*

 No Violations Noted

*Multi-Use Room*

 No Violations Noted

*Interview Room*

 No Violations Noted

*Showers*

105 CMR 451.123\* Maintenance: Walls dirty in shower # 2

105 CMR 451.123\* Maintenance: Floor dirty in shower # 2

105 CMR 451.123 Maintenance: Soap scum on floor and walls in shower # 1

105 CMR 451.123 Maintenance: Soap scum on walls in shower # 4

*Janitor’s Closet*

 No Violations Noted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cells, cells double bunked

*Recreation Area*

 No Violations Noted

**Pod B/C Bubble**

 No Violations Noted

*Staff Bathroom*

105 CMR 451.353 Interior Maintenance: Unlabeled chemical bottle

**Pod C**

*Main Area*

105 CMR 451.353 Interior Maintenance: Wall paint damaged

*Storage Room*

 No Violations Noted

*Staff Bathroom*

 No Violations Noted

*Multi-Use Room*

 No Violations Noted

*Interview Room*

 No Violations Noted

*Lower Showers*

105 CMR 451.123\* Maintenance: Floor dirty in shower # 1, 2, and 3

105 CMR 451.123 Maintenance: Walls dirty in shower # 1, 2, and 3

105 CMR 451.123 Maintenance: Soap scum on floor and walls in shower # 1, 2, and 3

*Upper Showers*

105 CMR 451.123\* Maintenance: Floor dirty in shower # 2 and 3

105 CMR 451.123\* Maintenance: Soap scum on walls in shower # 1 and 3

*Janitor’s Closet*

105 CMR 451.353\* Interior Maintenance: Wall paint damaged

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cells, cells double bunked

*Recreation Area*

 No Violations Noted

**House 2**

**Main Hallway**

*Triage Room*

 No Violations Noted

**Pod D**

*Main Area*

No Violations Noted

*Storage Room*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Day Room Shower*

105 CMR 451.123\* Maintenance: Floor dirty

*Shower – 2nd Floor*

105 CMR 451.123\* Maintenance: Floor dirty

*Janitor’s Closet – 2nd Floor*

No Violations Noted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cells, cells double bunked

*Recreation Area*

 No Violations Noted

**D/E Corridor**

*Staff Bubble*

 No Violations Noted

*Staff Bathroom*

 No Violations Noted

*Triage*

 Unable to Inspect – In Use

*Unit Manager’s Office*

 No Violations Noted

*Storage*

 No Violations Noted

**Pod E**

*Main Area*

 No Violations Noted

*Storage Room*

 No Violations Noted

*Shower – 1st Floor*

 No Violations Noted

*Day Room Shower*

 No Violations Noted

*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 cells, cells double bunked

*Recreation Area*

 No Violations Noted

**Pod F**

*Main Area*

 No Violations Noted

*Storage*

 No Violations Noted

*Shower*

105 CMR 451.123 Maintenance: Floor and walls dirty

*Janitor’s Closet*

105 CMR 451.353 Interior Maintenance: Wet mop stored in bucket

*Cells*

 No Violations Noted

*Recreation Area*

 No Violations Noted

**F/G Bubble**

 No Violations Noted

*Staff Bathroom*

 No Violations Noted

**Pod G**

*Main Area*

 No Violations Noted

*Storage Closet*

 No Violations Noted

*Shower – 1st Floor*

105 CMR 451.123\* Maintenance: Floor dirty in shower # 1

*Janitor’s Closet – 1st Floor*

105 CMR 451.353 Interior Maintenance: Wet mop stored in bucket

105 CMR 451.360 Protective Measures: Drain flies observed

*Shower – 2nd Floor*

105 CMR 451.123 Maintenance: Soap scum on floor and walls

*Janitor’s Closet – 2nd Floor*

 No Violations Noted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cells, cells double bunked

*Recreation Area*

 No Violations Noted

**Pod H**

*Main Area*

 No Violations Noted

*Shower – 1st Floor*

105 CMR 451.123\* Maintenance: Floor dirty

105 CMR 451.123 Maintenance: Walls dirty

*Janitor’s Closet – 1st Floor*

 No Violations Noted

*Shower – 2nd Floor*

105 CMR 451.123 Maintenance: Floor dirty

*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 cells, cells double bunked

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, hot water control damaged

 in cell # H101

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, faucet running continuously in cell # H101

*Recreation Area*

 No Violations Noted

**Chapel**

 No Violations Noted

**House 3**

**Main Hallway**

*Triage Room*

 No Violations Noted

*PRC Corridor*

 No Violations Noted

**Pod J**

*Main Area*

105 CMR 451.126\* Hot Water: Hot water temperature 85°F at handwash sink

*Staff Bathroom*

 No Violations Noted

*Storage Closet*

 No Violations Noted

*Showers – 1st Floor*

105 CMR 451.123\* Maintenance: Floor dirty in shower # 2 and 3

105 CMR 451.123\* Maintenance: Walls dirty in shower # 2 and 3

105 CMR 451.123\* Maintenance: Bench dirty in shower # 3, possible mold/mildew

105 CMR 451.123 Maintenance: Floor dirty in shower # 1

*Janitor’s Closet – 1st Floor*

 No Violations Noted

*Showers – 2nd Floor*

105 CMR 451.123\* Maintenance: Wall tile grout dirty in shower # 2

105 CMR 451.123\* Maintenance: Floor dirty in shower # 2

105 CMR 451.123\* Maintenance: Walls dirty in shower # 2

105 CMR 451.123 Maintenance: Walls and floor dirty in shower # 3

*Janitor’s Closet – 2nd Floor*

105 CMR 451.353 Interior Maintenance: Wall paint damaged

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cells, cells double bunked

105 CMR 451.353\* Interior Maintenance: Wall surface damaged near door in cell # 24

*Recreation Area*

 No Violations Noted

**Pod K**

Unable to Inspect – Pod Under Construction

**Pod M**

Unable to Inspect – Pod Under Construction

**Food Service**

The following Food Code violations listed in **BOLD** were observed to be corrected on-site.

*Male Staff Bathroom*

 No Violations Noted

*Female Staff Bathroom*

 No Violations Noted

**Staff Dining**

FC 6-501.11 Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not in good repair, soap dispenser damaged

**FC 4-904.11(B) Protection of Clean Items; Preventing Contamination: Knives/Forks/Spoons not presented handle up**

**Kitchen**

*Staff Bathroom # 121*

 No Violations Noted

*Inmate Bathroom # 122*

105 CMR 451.123 Maintenance: Door handle missing

*Pots and Pans Storage*

 No Violations Noted

*Handwash Sink (near Pots and Pans Storage)*

 No Violations Noted

*Ice Machine*

FC 4-602.11(E)(4)(b)\* Cleaning of Equipment and Utensils, Frequency: Accumulation of soil/mold observed on interior surfaces of ice machine

*Handwash Sink (near Ice Machine)*

 No Violations Noted

*Chemical Closet # SV123*

**FC 7-101.11 Labeling and Identification, Original Containers: Container of poisonous/toxic materials missing legible manufacturer's labelPf**

*Overnight Box Refrigerator*

No Violations Noted

*Tool Room # SV119*

**FC 3-305.11(A)(3) Preventing Contamination from the Premises; Food Storage: Food not stored at least 6" off the ground, potato chip boxes stored on floor**

*Handwash Sink (near # SV124)*

 No Violations Noted

*Spice Rack*

FC 6-501.12(A)\* Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary, rack dirty

*Walk-In Freezer*

FC 6-501.12(A)\* Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary, ice build-up observed on ceiling

FC 6-501.12(A) Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary, ice build-up observed on floor

*Cooler # 1*

FC 6-501.12(A) Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary, ceiling dirty

FC 4-501.11(A) Maintenance and Operation, Equipment: Equipment not maintained in a state of good repair, ceiling leaking

*Cooler # 2*

FC 6-501.12(A) Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary, ceiling dirty

*2-Compartment Sink Area*

No Violations Noted

*Prep Area*

 No Violations Noted

*Oven Area*

 No Violations Noted

*Kettle Area*

 No Violations Noted

*Maxx Cold Refrigerator*

No Violations Noted

*True Warming Units*

 No Violations Noted

*Tool Closet # SV129*

 No Violations Noted

*Dry Storage # SV126*

 No Violations Noted

*Dry Storage # SV125*

No Violations Noted

*Inmate Break Area*

 No Violations Noted

*Dishwashing Area*

FC 4-202.11(A)(2) Design and Construction; Cleanability: Multiuse food contact surface not free of breaks, open seams, cracks, chips, inclusions, pits, and similar imperfectionsPf, several plastic food trays damaged

*Loading Dock*

No Violations Noted

**Warehouse**

*Maintenance Area*

No Violations Noted

*Bathroom*

 No Violations Noted

**Laundry**

*Inmate Bathroom*

 No Violations Noted

*Office*

 No Violations Noted

*Storage*

 No Violations Noted

**Visiting**

 No Violations Noted

**Programs**

*Female Bathroom # PR127*

 No Violations Noted

*Male Bathroom # PR126*

 No Violations Noted

*Offices*

 No Violations Noted

**Education**

*Classrooms*

No Violations Noted

*Library*

 No Violations Noted

*Inmate Bathroom # PR117*

 No Violations Noted

*Inmate Bathroom # PR116*

 No Violations Noted

**H.S.U.**

*Inmate Bathroom # 138*

 No Violations Noted

*Lab # 135*

 No Violations Noted

*Exam Room # 136*

 Unable to Inspect – Locked

*Watch Cell # 134*

 No Violations Noted

*Exam Room # 128*

 No Violations Noted

*Biohazard Closet # 132*

 No Violations Noted

*Storage Closet # 131*

 No Violations Noted

*Storage Closet # 130*

 Unable to Inspect – Locked

*Janitor’s Closet # 133*

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, faucet leaking at slop sink

*Medical Records # 127*

 No Violations Noted

*Conference Room # 125*

 No Violations Noted

*Dental Suite # 124*

 No Violations Noted

*Storage # 123*

 No Violations Noted

*Offices*

 No Violations Noted

*Medical Cart Storage # 116*

 No Violations Noted

*Equipment Storage # 115*

 No Violations Noted

*Office # HLI14*

105 CMR 451.200\* Food Storage, Preparation and Service: Food storage not in compliance with

105 CMR 590.000, single-use plastic utensils left uncovered and open to contamination

*Female Staff Bathroom # 113*

 No Violations Noted

*Male Staff Bathroom # 111*

 No Violations Noted

**Booking/Intake**

*Count Office # IN116*

 No Violations Noted

*Records # IN111*

 No Violations Noted

*Female Staff Bathroom # 119*

 No Violations Noted

*Female Release Dressout # 121*

 No Violations Noted

*Male Release Dressout # 122*

 No Violations Noted

*Property # 118*

 No Violations Noted

*Holding Cells # 112-114*

 No Violations Noted

*Search Showers # 123 and 124*

105 CMR 451.123 Maintenance: Wall paint damaged in shower # 123

*Female Inmate Bathroom # 151*

 No Violations Noted

*Office # 125*

 No Violations Noted

*Triage # 128*

 No Violations Noted

*Male Staff Bathroom # 127*

 No Violations Noted

*Janitor’s Closet # 132*

 No Violations Noted

*Male Inmate Bathroom # 134*

 No Violations Noted

*Holding Cells # 135 - 137*

 No Violations Noted

*Transportation Office*

 No Violations Noted

*Staff Bathroom # 145*

 No Violations Noted

*Inmate Bathroom # 147*

 No Violations Noted

*Officer’s Area*

 No Violations Noted

**Wood Shop**

 No Violations Noted

**Print Shop**

*Staff Bathroom # 158*

 No Violations Noted

*Inmate Bathroom # 159*

 No Violations Noted

**Observations and Recommendations**

1. The inmate population was 182 at the time of inspection.
2. At the time of inspection, Pod K and Pod M were undergoing renovations and were not inspected. The CSP asks to be kept apprised of any plans to re-open these units.

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](http://www.mass.gov/dph/dcs) and click on "Correctional Facilities" (available in both PDF and RTF formats).

To review the Food Establishment Regulations or download a copy, please visit the Food Protection website at [www.mass.gov/dph/fpp](http://www.mass.gov/dph/fpp) and click on "Retail food". Then under DPH Regulations and FDA Code click "Merged Food Code" or "105 CMR 590.000 - State Sanitary Code Chapter X - Minimum Sanitation Standards for Food Establishments".

To review the Labeling regulations please visit the Food Protection website at [www.mass.gov/dph/fpp](http://www.mass.gov/dph/fpp) and click on “Food Protection Program regulations”. Then under Food Processing click “105 CMR 500.000: Good Manufacturing Practices for Food”.

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

 Sincerely,



 Patrick Wallace

 Environmental Health Inspector, CSP, BCEH