



The Commonwealth of Massachusetts  
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Bureau of Environmental Health  
Community Sanitation Program  
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December 11, 2017

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 November 28, 2017 accompanied by Lieutenant 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*

No Violations Noted

**Pod A**

*Main Area*

105 CMR 451.126

Hot Water: Hot water temperature recorded at 90°F

105 CMR 451.353

Interior Maintenance: Ceiling tiles water damaged

*Staff Bathroom*

No Violations Noted

*Storage*

No Violations Noted

*Showers -- 1<sup>st</sup> Floor*

No Violations Noted

*Janitor's Closet -- 1<sup>st</sup> Floor*

105 CMR 451.353\*

Interior Maintenance: Wet mop stored in sink

*Showers -- 2<sup>nd</sup> Floor*

105 CMR 451.123\*

105 CMR 451.123

105 CMR 451.123

Maintenance: Wall dirty in shower # 1 and 2

Maintenance: Wall dirty in shower # 3

Maintenance: Drain flies observed in all showers

*Janitor's Closet -- 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in all cells

*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

105 CMR 451.123

Maintenance: Soap scum on walls in handicapped shower

Maintenance: Soap scum on floor in handicapped shower

*Janitor's Closet*

No Violations Noted

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in all cells

*Recreation Area*

No Violations Noted

## **Pod C**

### *Main Area*

No Violations Noted

### *Staff Bathroom*

No Violations Noted

### *Multi-Use Room*

No Violations Noted

### *Interview Room*

No Violations Noted

### *Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

### *Showers – 1<sup>st</sup> Floor*

105 CMR 451.123\*

105 CMR 451.123\*

Maintenance: Mold on ceiling outside day room shower

Maintenance: Mold on ceiling outside shower # 2

### *Showers – 2<sup>nd</sup> Floor*

105 CMR 451.123

Maintenance: Drain flies observed in all showers

### *Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

### *Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in all cells

### *Recreation Area*

105 CMR 451.353

Interior Maintenance: Floor paint damaged

## **House 2**

### **Main Hallway**

### *Triage Room*

No Violations Noted

## **Pod D – Closed**

### *Main Area*

No Violations Noted

### *Storage Room*

No Violations Noted

### *Shower – 1<sup>st</sup> Floor*

No Violations Noted

### *Janitor's Closet – 1<sup>st</sup> Floor*

Unable to Inspect – Locked

### *Shower – 2<sup>nd</sup> Floor*

105 CMR 451.123

Maintenance: Soap scum on floor in shower

*Janitor's Closet – 2<sup>nd</sup> Floor*

Unable to Inspect – Locked

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in all cells

*Recreation Area*

No Violations Noted

**Pod E**

*Main Area*

No Violations Noted

*Showers – 1<sup>st</sup> Floor*

No Violations Noted

*Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

*Showers 2<sup>nd</sup> Floor*

105 CMR 451.123

Maintenance: Exterior of shower door stained in all showers

*Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in all cells

105 CMR 451.353

Interior Maintenance: Wall paint damaged in cell # 24

*Storage Room*

No Violations Noted

*Recreation Area*

No Violations Noted

**Pod F**

*Main Area*

No Violations Noted

*Shower*

105 CMR 451.123\*

Maintenance: Mold on ceiling

*Janitor's Closet*

105 CMR 451.350

Structural Maintenance: Water leaking from shower into closet

*Cells*

No Violations Noted

*Recreation Area*

No Violations Noted

## **Pod G**

### *Main Area*

No Violations Noted

### *Shower – 1<sup>st</sup> Floor*

No Violations Noted

### *Janitor's Closet – 1<sup>st</sup> Floor*

105 CMR 451.353

Interior Maintenance: Wet mop stored in bucket

### *Shower – 2<sup>nd</sup> Floor*

105 CMR 451.123\*

Maintenance: Soap scum on floor

### *Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

### *Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in all cells

### *Storage Closet*

No Violations Noted

### *Recreation Area*

No Violations Noted

## **Pod H**

### *Main Area*

No Violations Noted

### *Shower – 1<sup>st</sup> Floor*

No Violations Noted

### *Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

### *Shower – 2<sup>nd</sup> Floor*

Unable to Inspect – In Use

### *Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

### *Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in all cells

### *Recreation Area*

No Violations Noted

## **House 3**

### **Main Hallway**

### *Triage Room*

No Violations Noted

**Pod J***Main Area*

No Violations Noted

*Storage Closet*

No Violations Noted

*Showers -- 1<sup>st</sup> Floor*

No Violations Noted

*Janitor's Closet -- 1<sup>st</sup> Floor*

105 CMR 451.350

Structural Maintenance: Water leaking from shower into closet

*Showers -- 2<sup>nd</sup> Floor*

No Violations Noted

*Janitor's Closet -- 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in all cells

*Recreation Area*

No Violations Noted

**Pod K***Main Area*

No Violations Noted

*Storage Closet*

No Violations Noted

*Showers -- 1<sup>st</sup> Floor*

105 CMR 451.123

Maintenance: Wall tiles damaged in handicapped shower

*Janitor's Closet -- 1<sup>st</sup> Floor*

No Violations Noted

*Showers -- 2<sup>nd</sup> Floor*

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 2 and 3

*Janitor's Closet -- 2<sup>nd</sup> Floor*

105 CMR 451.353

Interior Maintenance: Wet mop stored in sink

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in all cells

105 CMR 451.353\*

Interior Maintenance: Wall surface damaged in cell # 1, 3, and 20

105 CMR 451.353

Interior Maintenance: Wall surface damaged in cell # 10 and 13

*Recreation Area*

No Violations Noted

**Pod L***Main Area*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Storage*

No Violations Noted

*Showers – 1<sup>st</sup> Floor*

105 CMR 451.123\*

Maintenance: Soap scum on floor in shower # 3

*Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

*Showers – 2<sup>nd</sup> Floor*

105 CMR 451.123\*

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

*Janitor's Closet – 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in all cells

*Recreation Area*

No Violations Noted

**Pod M***Main Area*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Storage Closet*

No Violations Noted

*Showers – 1<sup>st</sup> Floor*

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 1

*Janitor's Closet – 1<sup>st</sup> Floor*

No Violations Noted

*Showers – 2<sup>nd</sup> Floor*

105 CMR 451.123

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

*Janitor's Closet 2<sup>nd</sup> Floor*

No Violations Noted

*Cells*

105 CMR 451.321\*

Cell Size: Inadequate floor space in all cells

*Recreation Area*

No Violations Noted

**Food Service**

*Male Staff Bathroom*

No Violations Noted

*Female Staff Bathroom*

No Violations Noted

**Staff Dining**

FC 4-501.11(B)

Maintenance and Operation, Equipment: Equipment components not maintained in a state of good repair, milk machine dispensing tubes missing

FC 4-501.11(B)

Maintenance and Operation, Equipment: Equipment components not maintained in a state of good repair, True refrigerator gaskets dirty

**Kitchen**

*Ice Machine*

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

Cleaning of Equipment and Utensils, Frequency: Mold growth observed on interior surfaces of ice machine

*Handwash Sink (near Ice Machine)*

No Violations Noted

*Chemical Closet # SV123*

No Violations Noted

*Tool Room # SV119*

FC 6-404.11\*

Location and Placement; Distressed Merchandise: Dented cans not properly segregated

*Walk-In Freezer*

FC 6-501.12(A)

Maintenance and Operation; Cleaning: Facility not cleaned properly, ice build-up on floor

*Cooler # 1*

FC 6-501.12(A)

Maintenance and Operation; Cleaning: Facility not cleaned properly, broken eggs on floor

*Cooler # 2*

No Violations Noted

*2-Compartment Sink Area*

No Violations Noted

*Prep Area*

FC 4-202.11(A)(2)

Design and Construction, Cleanability: Damaged food-contact surface no longer easily cleanable, blue cutting board in need of replacement

*True Cooler*

No Violations Noted



*True Warming Units*

FC 4-501.11(B)

Maintenance and Operation, Equipment: Equipment components not maintained in a state of good repair, refrigerator gaskets damaged in warmer # 1 and 2

*Tool Closet # SV 129*

No Violations Noted

*Dishwashing Area*

No Violations Noted

*Staff Bathroom # 121*

No Violations Noted

*Inmate Bathroom # 122*

No Violations Noted

*Dry Storage # SV126*

No Violations Noted

*Dry Storage # SV125*

No Violations Noted

*Loading Dock*

No Violations Noted

**Warehouse**

*Bathroom*

No Violations Noted

**Laundry**

No Violations Noted

*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**

*Inmate Bathroom # PR117*

No Violations Noted

*Inmate Bathroom # PR116*

105 CMR 451.353

Interior Maintenance: Wall paint damaged

## **H.S.U.**

*Inmate Bathroom # 138*

Unable to Inspect - Locked

*Exam Room # 136*

No Violations Noted

*Lab # 135*

No Violations Noted

*Janitor's Closet # 133*

No Violations Noted

*Biohazard Closet # 132*

No Violations Noted

*Storage Closet # 131*

No Violations Noted

*Storage Closet # 130*

No Violations Noted

*Exam Room # 128*

No Violations Noted

*Storage # 127*

No Violations Noted

*Conference Room # 125*

No Violations Noted

*Dental Suite # 124*

No Violations Noted

*Storage # 123*

No Violations Noted

*Mental Health # 122*

No Violations Noted

*Cell # HL134*

No Violations Noted

*Medical Cart Storage # 116*

No Violations Noted

*Equipment Storage # 115*

No Violations Noted

*Female Staff Bathroom # 113*

105 CMR 451.123

Maintenance: Ceiling vent dusty

*Male Staff Bathroom # 111*

No Violations Noted

**Booking/Intake**

*Officer's Area*

No Violations Noted

*Holding Cells # 1-3*

No Violations Noted

*Janitor's Closet # 132*

No Violations Noted

*Triage # 128*

No Violations Noted

*Male Staff Bathroom # 127*

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

*Female Staff Bathroom # 119*

No Violations Noted

*Property # 118*

No Violations Noted

*Male Inmate Bathroom # 134*

No Violations Noted

*Female Inmate Bathroom # 151*

105 CMR 451.110(A)

Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink

*Staff Bathroom # 145*

No Violations Noted

*Inmate Bathroom # 147*

No Violations Noted

*Transportation Office*

No Violations Noted

No Violations Noted

**Observations and Recommendations**

1. The inmate population was 326 at the time of inspection.
2. At the time of inspection, the Department recommended that all showers be identified with a numbering system. This will assist the Department and correctional employees to better recognize where issues exist.

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 please visit the Food Protection website at [www.mass.gov/dph/fpp](http://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](http://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: Jana Ferguson, Director, BEH  
Steven Hughes, Director, CSP, BEH  
Marylou Sudders, Secretary, Executive Office of Health and Human Services  
Thomas Turco, Commissioner, DOC  
John Rogozenski, Superintendent  
Deputy Brian Chapman, EHSO  
Ken Shaffer, Lieutenant  
Terri Guarino, RS, Health Agent, Bourne Board of Health  
Clerk, Massachusetts House of Representatives  
Clerk, Massachusetts Senate  
Daniel Bennett, Secretary, EOPSS  
Nelson Alves, Director, Policy Development and Compliance Unit