



DEVAL L. PATRICK
GOVERNOR

JOHN W. POLANOWICZ
SECRETARY

CHERYL BARTLETT, RN
COMMISSIONER

The Commonwealth of Massachusetts

Executive Office of Health and Human Services

Department of Public Health

Bureau of Environmental Health

Community Sanitation Program

180 Beaman Street

West Boylston, MA 01583

Telephone: 508-792-7880, ext. 2322

Facsimile: 508-792-7706

TTY: 508-835-9796

Amy.M.Riordan@state.ma.us

June 18, 2014

Donald J. Levesque, Superintendent
Bay State Correctional Center
28 Clark Street
Norfolk, MA 02056

Re: Facility Inspection - Bay State Correctional Center, Norfolk

Dear Superintendent Levesque:

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; and 105 CMR 205.000 Minimum Standards Governing Medical Records and the Conduct of Physical Examinations in Correctional Facilities; I conducted an inspection of Bay State Correctional Center on June 12, 2014 accompanied by Crystal Butters, EHSO/FSO. Violations noted during the inspection are listed below including 30 repeat violations:

HEALTH AND SAFETY VIOLATIONS

(* indicates conditions documented on previous inspection reports)

GATE HOUSE

Waiting Area

No Violations Noted

Vending Area

No Violations Noted

Women's Bathroom

No Violations Noted

Men's Bathroom

No Violations Noted

Locker Room/Role Call

No Violations Noted

<i>Chemical Closet</i>	
105 CMR 451.353	Interior Maintenance: Wet mop stored in bucket
105 CMR 451.353	Interior Maintenance: Standing water left in bucket
<i>Visitor Processing</i>	
105 CMR 451.353	Interior Maintenance: Ceiling vents dusty
105 CMR 451.353	Interior Maintenance: Ceiling tiles dirty
<i>Command Post</i>	
105 CMR 451.353	Interior Maintenance: Ceiling tiles damaged
<i>Control</i>	
FC 4-602.12(B)*	Cleaning of Equipment and Utensils; Frequency: Interior of microwave oven dirty
<i>Bathroom (Inside Control)</i>	
	No Violations Noted
<i>P-Trap</i>	
105 CMR 451.110(A)	Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink
105 CMR 451.110(B)	Hygiene Supplies at Toilet and Handwash Sink: No waste receptacle at handwash sink
<i>Medical Waste Storage (Outside)</i>	
	No Violations Noted
<u>PROPERTY</u>	
105 CMR 451.350	Structural Maintenance: Ceiling damaged
<u>VISITOR'S BUILDING</u>	
<i>Janitor's Closet</i>	
	No Violations Noted
<i>Storage Closet</i>	
	No Violations Noted
<i>Staff Bathroom</i>	
	No Violations Noted
<i>Strip Area</i>	
	No Violations Noted
<i>Vending Area</i>	
FC 4-904.11(B)	Protection of Clean Items, Storing: Single use utensils not presented to avoid contamination
FC 4-601.11(C)	Cleaning of Equipment and Utensils, Objective: Vending machine drawer dirty
<i>Men's Bathroom</i>	
	No Violations Noted
<i>Women's Bathroom</i>	
105 CMR 451.126	Hot Water: Hot water temperature recorded at 70°F

MODULAR UNIT

105 CMR 451.320*

Cell Size: Inadequate floor space in cells

2nd Floor*Common Area*

105 CMR 451.353*

Interior Maintenance: Standing water left under water cooler

West Side*Staff Bathroom (Left)*

No Violations Noted

Staff Bathroom (Right)

No Violations Noted

Slop Sink

105 CMR 451.353*

Interior Maintenance: Unfinished wall

Supplies

No Violations Noted

Laundry

No Violations Noted - Not in Use

Cells

105 CMR 451.353

Interior Maintenance: Ceiling paint peeling in cell # M 213

105 CMR 451.353

Interior Maintenance: Ceiling water stained in cell # M 214

Bathroom

105 CMR 451.123*

Maintenance: Soap scum on walls in shower # 1-4

105 CMR 451.123*

Maintenance: Showers generally dirty in shower # 1-4

105 CMR 451.123

Maintenance: Wall paint peeling in shower # 1

105 CMR 451.123

Maintenance: Ripped shower curtain in shower # 1-4

East Side*Laundry*

105 CMR 451.353

Interior Maintenance: Hole in wall

Storage

No Violations Noted

Cells

105 CMR 451.350

Structural Maintenance: Wall not secure in cell # M 213

105 CMR 451.353

Interior Maintenance: Ceiling paint peeling in cell # M 220

Electrical Room

FC 4-501.11(A)

Maintenance and Operation, Equipment: Equipment not maintained in a state of good repair, toaster oven handle broken

Bathroom

Unable to Inspect – In Use

1st Floor

Common Area

105 CMR 451.353*

Interior Maintenance: Standing water left under water cooler

West Side

Vending Area

No Violations Noted

Slop Sink Room

No Violations Noted

Supply

No Violations Noted

Laundry (Used for Storage)

105 CMR 451.353

Interior Maintenance: Wet mop stored in bucket

Cells

No Violations Noted

Bathroom

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 1-4

105 CMR 451.123

Maintenance: Shower curtains ripped in shower # 1-4

105 CMR 451.123

Maintenance: Wall paint peeling in cell #2

1st Floor

East Side

Barber Shop

No Violations Noted

Sergeant's Office (Former Laundry Area)

Not Inspected - Under Construction

Property Storage

No Violations Noted

Cells

No Violations Noted

Bathroom

105 CMR 451.123*

Maintenance: Soap scum on walls in shower # 1-4

105 CMR 451.123

Maintenance: Baseboard paint peeling in handicapped shower

MAIN 3

South Side

Cells

No Violations Noted

<i>Bathroom</i>	Unable to Inspect – In Use
<i>Chemical Closet</i>	No Violations Noted
Central	
<i>Cells</i>	No Violations Noted
North Side	
<i>Slop Sink</i>	No Violations Noted
<i>Bathroom</i>	
105 CMR 451.123*	Maintenance: Floor paint peeling in shower # 2
105 CMR 451.130	Hot Water: Shower water temperature 93°F
105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, shower # 4 out-of-order
105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, 1 toilet out-of-order
<i>Cells</i>	No Violations Noted
Day Room	No Violations Noted
<i>Mop Closet</i>	No Violations Noted
<u>MAIN 2</u>	
South Side	
<i>Cells</i>	No Violations Noted
<i>Bathroom</i>	
105 CMR 451.123	Maintenance: Ceiling vent dusty
<i>Chemical Closet</i>	
105 CMR 451.130	Plumbing: No backflow preventer on slop sink
Central	
<i>Cells</i>	
105 CMR 451.102*	Pillows and Linens: Blanket damaged in cell # 224
North Side	
<i>Slop Sink</i>	No Violations Noted

Bathroom

105 CMR 451.130

105 CMR 451.123

Plumbing: Plumbing not maintained in good repair, 1st sink not working

Maintenance: Soap scum on walls in shower # 1-4

Cells

No Violations Noted

Day Room

No Violations Noted

Mop Closet

105 CMR 451.353*

Interior Maintenance: Missing light shields

CPO Office

Unable to Inspect – Locked

MAIN 1

South Side

Chemical Closet

No Violations Noted

Bathroom

105 CMR 451.123

105 CMR 451.123

Maintenance: Ceiling vent dusty

Maintenance: Floor paint peeling in shower # 4 and handicapped shower

Cells

No Violations Noted

Central

Cells

No Violations Noted

North Side

Slop Sink

No Violations Noted

Bathroom

No Violations Noted

Cells

No Violations Noted

Day Room

No Violations Noted

Janitor's Closet

105 CMR 451.353*

Interior Maintenance: Light shield missing

GYM

105 CMR 451.353*

Interior Maintenance: Floor bubbling

Weight Room
105 CMR 451.353 Interior Maintenance: One weight bench damaged

Janitor's Closet
Unable to Inspect – Locked

Storage
Unable to Inspect - Locked

Bathroom
105 CMR 451.123 Maintenance: Ceiling vent dusty

ADMINISTRATION AREA

Basement

B106
No Violations Noted

B107
No Violations Noted

Laundry
No Violations Noted

Computer Lab (B104)
No Violations Noted

Boiler Room
105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, pipes leaking

DOE Office
No Violations Noted

Maintenance (B110)
No Violations Noted

Garage (B109)
105 CMR 451.353 Interior Maintenance: Mold on pipe insulation

Mechanical Room
No Violations Noted

1st Floor

Inner Control
No Violations Noted

H.S.U.
No Violations Noted

Bathroom (in H.S.U.)
No Violations Noted

Superintendent's Area

FC 4-904.11(B)

Protection of Clean Items, Storing: Single use utensils not presented to avoid contamination

Dentist's Office

No Violations Noted

Men's Bathroom

No Violations Noted

Women's Bathroom

No Violations Noted

Office A104

FC 4-204.112(A)

Design and Construction, Functionality: No functioning thermometer in refrigerator

Janitor's Closet

105 CMR 451.353*

Interior Maintenance: Wet mop stored in bucket

Office A106

No Violations Noted

DOS Office

No Violations Noted

Inmate Bathroom

No Violations Noted

Slop Sink

No Violations Noted

Sergeant's Office

FC 4-601.11(B)*

Cleaning of Equipment and Utensils, Objective: Food contact surface dirty, top upper portion of coffee maker dirty

FC 3-701.11(A)*

Contaminated Food, Disposition: Unsafe, food not properly discarded, moldy coffee left in coffee maker

FC 4-904.11(B)

Protection of Clean Items, Storing: Single use utensils not presented to avoid contamination

Kitchen

Serving Line

No Violations Noted

3-Bay Sink

FC 4-501.114(A)*

Maintenance and Operation; Equipment: Chlorine sanitizer solution tested greater than the recommended concentration

FC 6-201.16(A)

Design, Construction, and Installation; Cleanability: Wall covering not easily cleanable, wall paint peeling under sink

Baker's Table

FC 6-501.114(A)*

Maintenance and Operations; Maintaining Premises: Nonfunctional equipment not repaired or removed from premises, oven broken

<i>Refrigerator # 1</i> FC 3-305.11(A)(2)*	Preventing Contamination from Premises: Food exposed to dust, fans in cooler dusty
<i>Refrigerator # 2</i> FC 6-501.12(A)*	Maintenance and Operation; Cleaning: Facility not cleaned properly, floor dirty under shelves
<i>Freezer</i>	No Violations Noted
<i>Inmate Bathroom</i>	No Violations Noted
<i>Janitor's Closet</i>	No Violations Noted
<i>Dry Goods</i> FC 3-304.12(A)	Preventing Contamination from Utensils: Service utensils handle stored below the food and container line, scoop laying in coffee
FC 6-501.12(A)	Maintenance and Operation; Cleaning: Facility not cleaned properly, food bins dirty
<i>Vegetable Prep Area</i> FC 4-601.11(B)	Cleaning of Equipment and Utensils, Objective: Food contact surface dirty, cooking equipment dirty, food left on french fry maker
105 CMR 451.331 FC 4-501.114(A)	Radiators and Heating Pipes: Pipes not properly insulated, insulation damaged Maintenance and Operation; Equipment; Chlorine Sanitizer solution tested less than recommended concentration
<i>Cooks Area</i>	No Violations Noted
<i>Dishwasher Area</i> FC 6-501.12(A)*	Maintenance and Operation; Cleaning: Facility not cleaned properly, wall moldy behind dishwasher
<u>2nd Floor</u>	
<i>Chapel</i>	No Violations Noted
<i>Staff Break Room (A210)</i>	No Violations Noted
<i>Men's Bathroom</i>	No Violations Noted
<i>Women's Bathroom</i>	No Violations Noted
Library	No Violations Noted
<i>Supply Closet</i>	No Violations Noted

Deputy's Area

No Violations Noted

Observations and Recommendations

1. The inmate population was 259 at the time of inspection.

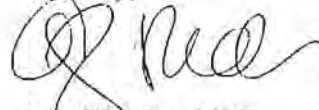
This facility does not comply with the Department's Regulations cited above. In accordance with 105 CMR 451.404, please submit a plan of correction within 10 working days of receipt of this notice, indicating the specific corrective steps to be taken, a timetable for such steps, and the date by which 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](#)".

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

Sincerely,



Amy Riordan, MPH
Environmental Analyst, CSP, BEH

cc: Suzanne K. Condon, Associate Commissioner, Director, BEH
Steven Hughes, Director, CSP, BEH
John W. Polanowicz, Secretary, Executive Office of Health and Human Services
Luis S. Spencer, Commissioner, DOC
Crystal Butters, EHSO/FSO
Betsy Fijol, Administrative Assistant, Norfolk Board of Health
Clerk, Massachusetts House of Representatives
Clerk, Massachusetts Senate
Andrea Cabral, Secretary, EOPS