



The Commonwealth of Massachusetts  
Executive Office of Health and Human Services  
Department of Public Health  
Bureau of Environmental Health  
Community Sanitation Program  
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April 19, 2018

Thomas Bowler, Sheriff  
Berkshire County Jail and House of Correction  
467 Cheshire Road  
Pittsfield, MA 01201

Re: Facility Inspection - Berkshire County Jail and House of Correction, Pittsfield

Dear Sheriff Bowler:

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 Berkshire County Jail and House of Correction on April 13, 2018 accompanied by Ian Taylor, Compliance and Training Supervisor. Violations noted during the inspection are listed below including 73 repeat violations:

**HEALTH AND SAFETY VIOLATIONS**

(\* indicates conditions documented on previous inspection reports)

**FRONT ENTRY**

*Female Bathroom*

No Violations Noted

*Male Bathroom*

No Violations Noted

**ADMINISTRATION (OUTSIDE)**

*Female Staff Bathroom*

No Violations Noted

*Male Staff Bathroom*

No Violations Noted

*Break Room*

No Violations Noted

**STAFF GYM**

105 CMR 451.353

Interior Maintenance: Padding damaged on sit-up bench

*Break Area*

No Violations Noted

*Janitor's Closet*

No Violations Noted

*Female Locker Room*

No Violations Noted

*Male Locker Room*

105 CMR 451.123

Maintenance: Wall tile damaged in shower # 1

**INTAKE/BOOKING***Female Search Room # 1*

No Violations Noted

*Male Search Room # 2*

No Violations Noted

*Male Staff Bathroom*

No Violations Noted

*Female Staff Bathroom*

No Violations Noted

*Cells*

No Violations Noted

*Medical Screening Room*

No Violations Noted

*Records*

No Violations Noted

*Urinalysis Lab*

No Violations Noted

*Storage Room # BR18*

No Violations Noted

*Janitor's Closet # BR20*

No Violations Noted

*Transportation Room*

No Violations Noted

*Sally Port*

No Violations Noted

**Mental Health Interview Room**

No Violations Noted

*Inmate Bathroom*

No Violations Noted

**PROPERTY**

No Violations Noted

*Office*

No Violations Noted

**A-POD**

*Triage Office*

No Violations Noted

*Counselor's Office*

No Violations Noted

*Cells*

No Violations Noted

*Lower Janitor's Closet*

No Violations Noted

*Storage Closet*

No Violations Noted

*Lower Showers # 1-3*  
105 CMR 451.123\*

Shower # 1 and 2 Unable to Inspect – In Use  
Maintenance: Floor not easily cleanable in shower # 3, floor finish damaged

*Upper Showers # 4-7*

No Violations Noted

*Upper Janitor's Closet*

No Violations Noted

**Sub Day Room**

No Violations Noted

*Cells*

No Violations Noted

*Shower*  
105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower, floor surface cracked

**A and B POD CONTROL**

No Violations Noted

*Control Bathroom*

No Violations Noted

## **B-POD**

### *Offices*

No Violations Noted

### *Staff Bathroom*

No Violations Noted

### *Recreation Deck*

No Violations Noted

### *Cells*

No Violations Noted

### *Lower Janitor's Closet*

No Violations Noted

### *Storage Closet*

No Violations Noted

### *Lower Showers # 1-3*

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 3

105 CMR 451.123\*

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

105 CMR 451.123

Maintenance: Soap scum on floor in shower # 3

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower # 1-3, floor finish damaged

### *Upper Showers # 4-7*

105 CMR 451.123\*

Maintenance: Soap scum on walls in shower # 4-7

105 CMR 451.123

Maintenance: Soap scum on floor in shower # 4, 5, and 6

105 CMR 451.123\*

Maintenance: Soap scum on floor in shower # 7

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower # 4-7, floor finish damaged

105 CMR 451.123

Maintenance: Wall not easily cleanable in shower # 6, wall tile damaged

### *Upper Janitor's Closet*

No Violations Noted

## **Sub Day Room**

No Violations Noted

### *Cells*

No Violations Noted

### *Shower*

105 CMR 451.123\*

Maintenance: Soap scum on walls in shower

105 CMR 451.123\*

Maintenance: Soap scum on floor in shower

## **C-POD**

### *Triage Office*

No Violations Noted

### *Offices*

No Violations Noted

### *Staff Bathroom*

No Violations Noted

*Recreation Deck*

No Violations Noted

*Cells*

No Violations Noted

*Lower Janitor's Closet*

No Violations Noted

*Storage Closet*

No Violations Noted

*Lower Showers # 1-3*

105 CMR 451.123

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

105 CMR 451.123

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

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower # 1-3, floor finish damaged

*Upper Showers # 4-7*

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 7

105 CMR 451.123\*

Maintenance: Soap scum on walls in shower # 5 and 6

105 CMR 451.123

Maintenance: Soap scum on floor in shower # 7

105 CMR 451.123\*

Maintenance: Soap scum on floor in shower # 5 and 6

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower # 4-7, floor finish damaged

*Upper Janitor's Closet*

No Violations Noted

**Sub Day Room**

No Violations Noted

*Cells*

No Violations Noted

*Shower*

No Violations Noted

**D-POD**

*Offices*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Recreation Deck*

No Violations Noted

*Cells*

105 CMR 451.140

Adequate Ventilation: Inadequate ventilation, wall vent blocked in cell # 208 and 209

*Lower Janitor's Closet*

No Violations Noted

*Storage Closet*

No Violations Noted

*Lower Showers # 1-3*  
105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower # 1-3, floor finish damaged

*Upper Showers # 4-7*  
105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower # 4-7, floor finish damaged

*Upper Janitor's Closet*

No Violations Noted

**Sub Day Room**

No Violations Noted

*Cells*

No Violations Noted

*Shower*  
105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower, floor finish damaged

**E-POD**

*Triage Office*

No Violations Noted

*Offices*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Recreation Deck*

No Violations Noted

*Cells*  
105 CMR 451.140  
105 CMR 451.103

Adequate Ventilation: Inadequate ventilation, wall vent blocked in cell # 112 and 204  
Mattresses: Mattress damaged in cell # 107

*Lower Janitor's Closet*

No Violations Noted

*Storage Closet*

No Violations Noted

*Lower Showers # 1-3*  
105 CMR 451.123  
105 CMR 451.123\*

Maintenance: Soap scum on floor in shower # 1-3  
Maintenance: Floor not easily cleanable in shower # 1-3, floor finish damaged

*Upper Showers # 4-7*  
105 CMR 451.123  
105 CMR 451.123  
105 CMR 451.123\*  
105 CMR 451.123\*

Maintenance: Soap scum on walls in shower # 7  
Maintenance: Soap scum on floor in shower # 6 and 7  
Maintenance: Soap scum on floor in shower # 5  
Maintenance: Floor not easily cleanable in shower # 4-7, floor finish damaged

*Upper Janitor's Closet*

No Violations Noted

**Sub Day Room**

No Violations Noted

*Cells*

No Violations Noted

*Shower*

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower, floor finish damaged

**F-POD**

Unable to Inspect – Decommissioned and Not in Use

**G-POD***Triage Room*

No Violations Noted

*Office*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Recreation Deck*

No Violations Noted

*Cells*

105 CMR 451.140

Adequate Ventilation: Inadequate ventilation, wall vent blocked in cell # 207, 213, and 217

*Lower Janitor's Closet*

105 CMR 451.353

Interior Maintenance: Wet mop improperly stored

*Storage Closet*

No Violations Noted

*Lower Showers # 1-3*

105 CMR 451.123

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

105 CMR 451.123\*

Maintenance: Soap scum on walls in shower # 2

105 CMR 451.123

Maintenance: Soap scum on floor in shower # 1

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower # 1-3, floor finish damaged

*Upper Showers # 4-7*

105 CMR 451.123

Maintenance: Soap scum on floor in shower # 5, 6, and 7

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 4 and 6

105 CMR 451.123\*

Maintenance: Soap scum on walls in shower # 5 and 7

105 CMR 451.123

Maintenance: Floor not easily cleanable in shower # 4 and 6, floor finish damaged

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower # 5 and 7, floor finish damaged

105 CMR 451.123

Maintenance: Ceiling vent dusty in shower # 4 and 7

*Upper Janitor's Closet*

No Violations Noted

**Sub Day Room**

No Violations Noted

<i>Cells</i>	No Violations Noted
<i>Shower</i> 105 CMR 451.123*	Maintenance: Soap scum on walls in shower
<b><u>MULTI-PURPOSE ROOMS (Outside G and H PODS)</u></b>	
	No Violations Noted
<b><u>H-POD</u></b>	
<i>Triage Room</i>	No Violations Noted
<i>Staff Bathroom</i>	No Violations Noted
<i>Recreation Deck</i>	No Violations Noted
<i>Cells</i> 105 CMR 451.140	Adequate Ventilation: Inadequate ventilation, wall vent blocked in cell # 113
<i>Lower Janitor's Closet</i>	No Violations Noted
<i>Storage Closet</i>	No Violations Noted
<i>Lower Showers # 1-3</i> 105 CMR 451.123* 105 CMR 451.123 105 CMR 451.123* 105 CMR 451.123*	Maintenance: Soap scum on walls in shower # 1-3 Maintenance: Soap scum on floor in shower # 1 Maintenance: Soap scum on floor in shower # 2 and 3 Maintenance: Floor not easily cleanable in shower # 1-3, floor finish damaged
<i>Upper Showers # 4-7</i> 105 CMR 451.123* 105 CMR 451.123* 105 CMR 451.123*	Maintenance: Soap scum on walls in shower # 4 and 5 Maintenance: Soap scum on floor in shower # 5 and 6 Maintenance: Floor not easily cleanable in shower # 4, 5, and 6, floor finish damaged
<i>Upper Janitor's Closet</i>	No Violations Noted
<b>Sub Day Room</b>	No Violations Noted
<i>Cells</i>	No Violations Noted
<i>Shower</i> 105 CMR 451.123*	Maintenance: Floor not easily cleanable in shower, floor finish damaged



**GYM**

No Violations Noted

*Weight Room*

No Violations Noted

*Office # RE07*

No Violations Noted

*Storage # RE05*

No Violations Noted

*Janitor's Closet # RE04*

No Violations Noted

*Staff Bathroom # RE03*

No Violations Noted

*Inmate Bathroom # RE02*

No Violations Noted

**J-POD***Cells*

No Violations Noted

*Shower*

105 CMR 451.123\*

Maintenance: Floor not easily cleanable in shower, floor finish damaged

**COMMISSARY**

No Violations Noted

**KITCHEN HALLWAY***Female Staff Bathroom*

No Violations Noted

*Male Staff Bathroom*

Unable to Inspect –Under Construction

*Cert Room # FS02*

Unable to Inspect – Locked

**KITCHEN***Handwash Sink*

No Violations Noted

*Cart Room*

No Violations Noted

*Dry Storage*

No Violations Noted

*Walk-in-Cooler*

No Violations Noted

<i>Walk-in-Freezer</i>	No Violations Noted
<i>Produce Cooler</i>	No Violations Noted
<i>Office</i>	No Violations Noted
<i>Bakery</i>	No Violations Noted
<i>Hobart Coolers</i>	No Violations Noted
<i>Worker's Changing Room</i>	No Violations Noted
<i>Worker's Bathroom # FS09 (located in changing room)</i>	No Violations Noted
<i>Reach-in-Freezer</i>	No Violations Noted
<i>Inmate Bathroom # FS07</i>	No Violations Noted
<i>Storage Closet # FS06</i>	No Violations Noted
<i>Worker's Serving Line</i>	No Violations Noted
<i>Dishwashing Area</i>	No Violations Noted
<i>Worker's Dining Area</i>	No Violations Noted
<i>Ice Machine</i>	No Violations Noted
<i>Chemical Storage</i>	No Violations Noted
<b>Staff Dining Area</b>	No Violations Noted
<i>Serving Line</i>	No Violations Noted
<i>Handwash Sink</i>	No Violations Noted

## **LAUNDRY**

No Violations Noted

*Bathroom # LA02*

No Violations Noted

*Storage Closet # LA03*

No Violations Noted

*Office # LA04*

No Violations Noted

*Maintenance Closet # LA05*

No Violations Noted

## **VOCATIONAL EDUCATION**

*Carpentry Shop*

No Violations Noted

*Maintenance Shop*

No Violations Noted

*Graphic Arts*

105 CMR 451.200

Food Storage, Preparation and Service: Food storage not in compliance with 105 CMR 590.000, no functioning thermometer in refrigerator

*IT Office*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Inmate Bathroom*

No Violations Noted

## **Maintenance Area # MA01A**

*Chemical Closet # MA02*

No Violations Noted

*Trash Room # MA09*

No Violations Noted

*Dumpster Area*

No Violations Noted

## **Office Area**

105 CMR 451.200

Food Storage, Preparation and Service: Food storage not in compliance with 105 CMR 590.000, no functioning thermometer in refrigerator

*Bathroom # MA05*

No Violations Noted

*Bathroom # MA06*

No Violations Noted

*Supply Closet # MA07*

No Violations Noted

**Education Area**

*Classrooms*

No Violations Noted

*Library*

No Violations Noted

*Inmate Bathroom*

No Violations Noted

**HUMAN SERVICES**

*Staff Bathroom # HS10*

No Violations Noted

*Break Room # HS13*

No Violations Noted

**MEDICAL**

*Medical Storage # MS07*

No Violations Noted

*Medical Waste Storage # MS06*  
105 CMR 480.425(A)

Tracking Medical or Biological Waste for Treatment: Generator did not confirm the shipment was received by the treatment facility within 30 days on an approved tracking form

*Janitor's Closet # MS05*

No Violations Noted

**Dental**

*Dental Office*

No Violations Noted

*Exam Room # 1*

No Violations Noted

*Exam Room # 2*

No Violations Noted

*Staff Bathroom # MS04*

No Violations Noted

*Tub Room*

No Violations Noted

**Inmate Waiting Area**

No Violations Noted

*Inmate Bathroom*

No Violations Noted

**VISITING AREA**

No Violations Noted

*Strip Search Room*

Unable to Inspect – Locked

*Non-Contact Visiting*

No Violations Noted

**CENTRAL CONTROL**

No Violations Noted

*Control Bathroom*

105 CMR 451.126\*

Hot Water: Hot water temperature recorded at 141<sup>0</sup>F

*Key Room*

No Violations Noted

**WAREHOUSE**

No Violations Noted

*Office*

105 CMR 451.200

Food Storage, Preparation and Service: Food storage not in compliance with 105 CMR 590.000, refrigerator temperature recorded at 51<sup>0</sup>F

*Walk-in-Cooler*

No Violations Noted

*Walk-in-Freezer*

No Violations Noted

*Bathroom*

No Violations Noted

*Storage Room*

No Violations Noted

*Vehicle Maintenance Garage*

No Violations Noted

**Observations and Recommendations**

1. The inmate population was 237 at the time of inspection.
2. At the time of the inspection the medical waste shipping log was being kept in the medical waste storage room.

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](#)”.

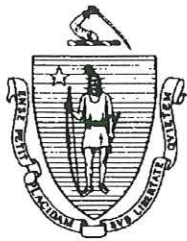
To review the Labeling regulations please visit the Food Protection website at [www.mass.gov/dph/fpp](http://www.mass.gov/dph/fpp) and click on “Food Protection Regulations”. Then under “General Food Regulations” click “105 CMR 520.000: Labeling.”

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

Sincerely,

Scott Koczela  
Environmental Analyst, 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 Quinn, Superintendent  
Lieutenant Ian C. Taylor, Compliance and Training Supervisor  
Alan Cetti, Fire and Safety Officer  
Gina Armstrong, Health Director, Pittsfield Board of Health  
Clerk, Massachusetts House of Representatives  
Clerk, Massachusetts Senate  
Daniel Bennett, Secretary, EOPSS  
Nelson Alves, Director, Policy Development and Compliance Unit



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May 8, 2018

Thomas Bowler, Sheriff  
Berkshire County Jail and House of Correction  
467 Cheshire Road  
Pittsfield, MA 01201

Re: Plan of Correction - Berkshire County Jail and House of Correction, Pittsfield

Dear Sheriff Bowler:

The Massachusetts Department of Public Health (Department) has received your Plan of Correction in response to my inspection on April 13, 2018. After review, the Department finds the plan appropriately addresses all of the violations noted.

Thank you for your prompt attention to this matter, should you have any questions please contact me at the address listed above.

Sincerely,

Scott Koczela  
Environmental Analyst, CSP, BEH

cc: Jana Ferguson, Director, BEH  
Steven Hughes, Director, CSP, BEH  
Marylou Sudders, Secretary, Executive Office of Health and Human Services  
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