



The Commonwealth of Massachusetts
 Executive Office of Health and Human Services
 Department of Public Health
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 Community Sanitation Program
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April 24, 2019

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

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 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 Berkshire County Jail and House of Correction on April 19, 2019 accompanied by Captain Shelby Williamson and Lieutenant Ian Taylor, Compliance and Training Supervisor. Violations noted during the inspection are listed below including 67 repeat violations:

HEALTH AND SAFETY VIOLATIONS

(* indicates conditions documented on previous inspection reports)

FRONT ENTRY

Lobby

No Violations Noted

Female Bathroom

105 CMR 451.123

Maintenance: Ceiling vent dusty

105 CMR 451.123

Maintenance: Wall dirty near towel dispenser

Male Bathroom

105 CMR 451.123

Maintenance: Ceiling vent dusty

105 CMR 451.123

Maintenance: Wall dirty near handwash sink

ADMINISTRATION (OUTSIDE)

Female Staff Bathroom

No Violations Noted

Male Staff Bathroom

No Violations Noted

Break Room

105 CMR 451.200

Food Storage, Preparation and Service: Food preparation not in compliance with 105 CMR 590.000, interior of microwave oven dirty

STAFF GYM

No Violations Noted

Break Area

No Violations Noted

Janitor's Closet

No Violations Noted

Female Locker Room

No Violations Noted

Male Locker Room

No Violations Noted

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

105 CMR 451.353*

Interior Maintenance: Floor paint damaged in cell # BR-15

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

HOUSING

A-POD

Triage Office

No Violations Noted

Counselor's Office

No Violations Noted

Recreation Deck

No Violations Noted

Cells

105 CMR 451.353

Interior Maintenance: Wall vent blocked in cell # A216

Lower Janitor's Closet

No Violations Noted

Storage Closet

No Violations Noted

Lower Showers # 1-3

105 CMR 451.123*

Maintenance: Soap scum on floor in shower # 1

105 CMR 451.123*

Maintenance: Floor not easily cleanable in shower # 1, 2, and 3, floor finish damaged

105 CMR 451.123

Maintenance: Shower # 1 dirty

Upper Showers # 4-7

105 CMR 451.123

Maintenance: Ceiling vent dusty in shower # 4, 5, 6, and 7

Upper Janitor's Closet

No Violations Noted

Sub Day Room

No Violations Noted

Cells

No Violations Noted

Shower

105 CMR 451.123*
105 CMR 451.123

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

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*
105 CMR 451.123*
105 CMR 451.123*

Maintenance: Soap scum on walls in shower # 1, 2, and 3
Maintenance: Soap scum on floor in shower # 3
Maintenance: Floor not easily cleanable in shower # 1, 2, and 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: Floor not easily cleanable in shower # 4, 5, 6, and 7, floor finish damaged
Maintenance: Ceiling vent dusty in shower # 4, 5, 6, and 7
Maintenance: Ceiling vent rusted in shower # 7

Upper Janitor's Closet

No Violations Noted

Sub Day Room

No Violations Noted

Cells

No Violations Noted

Shower

105 CMR 451.123*
105 CMR 451.123*
105 CMR 451.123*
105 CMR 451.126

Maintenance: Soap scum on walls in shower
Maintenance: Soap scum on floor in shower
Maintenance: Floor not easily cleanable in shower, floor finish damaged
Hot Water: Hot water temperature recorded at 116⁰F

C-POD

Triage Office

No Violations Noted

Offices

No Violations Noted

Staff Bathroom

No Violations Noted

Recreation Deck

No Violations Noted

Cells

105 CMR 451.353

Interior Maintenance: Wall vent blocked in cell # C214

Lower Janitor's Closet

105 CMR 451.353

Interior Maintenance: Wet mop stored in bucket

Storage Closet

No Violations Noted

Lower Showers # 1-3

Unable to Inspect – In Use

Upper Showers # 4-7

105 CMR 451.123*

105 CMR 451.123

Unable to Inspect Shower # 4 and 7 – In Use

Maintenance: Floor not easily cleanable in shower # 5 and 6, floor finish damaged

Maintenance: Ceiling vent dusty in shower # 5 and 6

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

D-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*

105 CMR 451.123

Maintenance: Floor not easily cleanable in shower # 1, 2, and 3, floor finish damaged

Maintenance: Mold observed on ceiling in shower # 3

Upper Showers # 4-7

105 CMR 451.123*

105 CMR 451.123

105 CMR 451.123

Maintenance: Floor not easily cleanable in shower # 4, 5, 6, and 7, floor finish damaged

Maintenance: Ceiling vent dusty in shower # 4, 5, 6, and 7

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

Upper Janitor's Closet

No Violations Noted

Sub Day Room

No Violations Noted

Cells

No Violations Noted

Shower

105 CMR 451.126

105 CMR 451.123*

Hot Water: Hot water temperature recorded at 117⁰F

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

E-POD

Triage Office

No Violations Noted

Offices

No Violations Noted

Staff Bathroom

105 CMR 451.126

Hot Water: Hot water temperature recorded at 105⁰F at handwash sink

Recreation Deck

No Violations Noted

Cells

105 CMR 451.353

105 CMR 451.353

Interior Maintenance: Wall vent rusted in cell # E109

Interior Maintenance: Wall vent blocked in cell # E206, E214, and E217

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, 2, and 3, floor finish damaged

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

Unable to Inspect Shower # 5 – In Use
Maintenance: Floor not easily cleanable in shower # 4, 6, and 7, floor finish damaged
Maintenance: Ceiling vent dusty in shower # 6 and 7

Upper Janitor's Closet

No Violations Noted

Sub Day Room

No Violations Noted

Cells

No Violations Noted

Shower
105 CMR 451.123*
105 CMR 451.126

Maintenance: Floor not easily cleanable in shower, floor finish damaged
Hot Water: Hot water temperature recorded at 94⁰F

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

No Violations Noted

Lower Janitor's Closet

No Violations Noted

Storage Closet

No Violations Noted

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

Maintenance: Floor not easily cleanable in shower # 1, 2, and 3, floor finish damaged
Maintenance: Soap scum on walls in shower # 1 and 2
Maintenance: Soap scum on floor in shower # 1 and 2

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 # 4, 5, 6, and 7
Maintenance: Floor not easily cleanable in shower # 4, 5, 6, and 7, floor finish damaged
Maintenance: Ceiling vent dusty in shower # 4, 5, and 6
Maintenance: Ceiling vent dusty in shower # 7

Upper Janitor's Closet

No Violations Noted

Sub Day Room

No Violations Noted

Cells

No Violations Noted

Shower

105 CMR 451.130

Hot Water: Shower water temperature recorded at 130⁰F

MULTI-PURPOSE ROOMS (Outside G and H PODS)

No Violations Noted

H-POD

Triage Room

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, 2, and 3

105 CMR 451.123*

Maintenance: Soap scum on floor in shower 1, 2, and 3

105 CMR 451.123*

Maintenance: Floor not easily cleanable in shower # 1, 2, and 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 floor in shower # 5, 6, and 7

105 CMR 451.123*

Maintenance: Floor not easily cleanable in shower # 4, 5, and 6, floor finish damaged

105 CMR 451.123

Maintenance: Ceiling vent dusty in shower # 5 and 7

Upper Janitor's Closet

Unable to Inspect – Locked

Sub Day Room

No Violations Noted

Cells

No Violations Noted

Shower

105 CMR 451.130*

Hot Water: Shower water temperature recorded at 129⁰F

105 CMR 451.123*

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

GYM

No Violations Noted

Weight Room
105 CMR 451.353*

Interior Maintenance: Padding damaged on arm press machine

Office # RE07

No Violations Noted

Storage # RE05

No Violations Noted

Janitor's Closet # RE04

Unable to Inspect – Locked

Staff Bathroom # RE03

No Violations Noted

Inmate Bathroom # RE02

No Violations Noted

J-POD

Cells

No Violations Noted

Shower
105 CMR 451.123*
105 CMR 451.126

Maintenance: Floor not easily cleanable in shower, floor finish damaged
Hot Water: Hot water temperature recorded at 129⁰F

COMMISSARY

No Violations Noted

KITCHEN HALLWAY

Female Staff Bathroom

No Violations Noted

Male Staff Bathroom

No Violations Noted

Cert Room # FS02

No Violations Noted

KITCHEN

Handwash Sink

No Violations Noted

Cart Room

No Violations Noted

Dry Storage

No Violations Noted

<i>Walk-in-Cooler</i>	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> FC 5-205.15(B)	Plumbing System, Operations and Maintenance: Plumbing system not maintained in good repair, handwash sink fixture leaking
<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>Handwash Sink</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

Staff Dining Area

No Violations Noted

Serving Line

No Violations Noted

Handwash Sink

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

Unable to Inspect – Locked

VOCATIONAL EDUCATION

Carpentry Shop

No Violations Noted

Maintenance Shop

No Violations Noted

Graphic Arts

No Violations Noted

IT Office

No Violations Noted

Staff Bathroom

105 CMR 451.126

Hot Water: Hot water temperature recorded at 90°F at handwash sink

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

No Violations Noted

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

No Violations Noted

Janitor's Closet # MS05

No Violations Noted

Dental

Dental Office # MS12

No Violations Noted

Exam Room # 1

Unable to Inspect – In Use

Exam Room # 2

No Violations Noted

Staff Bathroom # MS04

No Violations Noted

Tub Room
105 CMR 451.123 Maintenance: Ceiling vent dusty

Inmate Waiting Area
No Violations Noted

Storage (former Inmate Bathroom)
No Violations Noted

VISITING AREA
No Violations Noted

Strip Search Room
No Violations Noted

Non-Contact Visiting
No Violations Noted

CENTRAL CONTROL
No Violations Noted

Control Bathroom
No Violations Noted

Key Room
No Violations Noted

WAREHOUSE
No Violations Noted

Office
No Violations Noted

Walk-in-Cooler
No Violations Noted

Walk-in-Freezer
No Violations Noted

Bathroom
No Violations Noted

Storage Room
No Violations Noted

Vehicle Maintenance Garage
105 CMR 451.200 Food Storage, Preparation and Service: Food preparation not in compliance with
105 CMR 590.000, door on microwave damaged

Observations and Recommendations

1. The inmate population was 185 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.
3. Hot water temperature range for handwash sinks is 110⁰F to 130⁰F.
4. Hot water temperature range for showers is 100⁰F to 112⁰F.

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 or download a copy, please visit the Food Protection website at 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 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,



Scott Koczela
Environmental Analyst, CSP, BEH

cc: Monica Bharel, MD, MPH, Commissioner, DPH
Jana Ferguson, Director, BEH
Steven Hughes, Director, CSP, BEH
Marylou Sudders, Secretary, Executive Office of Health and Human Services (electronic copy)
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