



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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May 10, 2016

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

Re: Facility Inspection - Berkshire County Jail and House of Corrections, 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: 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 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 Corrections on April 21, 2016 accompanied by Captain Katherine Sonsini, EHSO; Alan Cetti, Fire Safety Officer; and Amy Riordan, Community Sanitation Program. Violations noted during the inspection are listed below including 79 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

INTAKE/CONTROL

Search Room Female # 1
105 CMR 451.353

Interior Maintenance: Ceiling vent dusty

Search Room Male # 2

No Violations Noted

Male Staff Bathroom
105 CMR 451.123

Maintenance: Ceiling vent dusty

Cells

No Violations Noted

Medical Screening Room

No Violations Noted

Transportation Room

No Violations Noted

Female Staff Bathroom

No Violations Noted

Inmate Changing Room

No Violations Noted

PROPERTY

Office
FC 4-501.11(B)

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

Janitor's Closet

No Violations Noted

Lab

No Violations Noted

A POD

Cells
105 CMR 451.350* Structural Maintenance: Wall cracked in cell # 217
105 CMR 451.353* Interior Maintenance: Wall paint damaged in cell # 209
105 CMR 451.353* Interior Maintenance: Ceiling dirty in cell # 102, 108, and 211
105 CMR 451.353 Interior Maintenance: Ceiling dirty in cell # 105 and 204
105 CMR 451.140 Adequate Ventilation: Inadequate ventilation, wall vent blocked in cell # 111, 211, and 213
105 CMR 451.353 Interior Maintenance: Floor paint damaged in cell # 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, and 218
105 CMR 451.353 Interior Maintenance: Trash overflowing in vacant cell # 203 and 211
105 CMR 451.353 Interior Maintenance: Tape covering light in cell # 218

Janitor's Closet Upper

No Violations Noted

Showers

105 CMR 451.123*	Maintenance: Wall dirty in shower # 6 and 7
105 CMR 451.123	Maintenance: Wall dirty in shower # 4
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 # 6

Janitor's Closet Lower

105 CMR 451.353	Interior Maintenance: Wet mop stored in bucket
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Sub Day Room Cells

No Violations Noted

Sub Day Room Shower

No Violations Noted

Storage Room

105 CMR 451.110(B)	Hygiene Supplies at Toilet and Handwash Sink: No waste receptacle at handwash sink
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Counselor's Office

No Violations Noted

A and B POD CONTROL

Control Bathroom

No Violations Noted

Control Office

No Violations Noted

B POD

Cells

105 CMR 451.140	Adequate Ventilation: Inadequate ventilation, wall vent blocked in cell # 202 and 212
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Janitor's Closet Upper

No Violations Noted

Showers

105 CMR 451.123*	Maintenance: Floor not easily cleanable in shower # 1-7, floor finish damaged
105 CMR 451.123*	Maintenance: Soap scum on walls in shower # 2, 3, 4, and 7
105 CMR 451.123	Maintenance: Soap scum on walls in shower # 1, 5, and 6
105 CMR 451.123*	Maintenance: Soap scum on floor in shower # 3, 4, 5, and 6
105 CMR 451.123	Maintenance: Soap scum on floor in shower # 1, 2, and 7
105 CMR 451.123*	Maintenance: Shower control dirty in shower # 5 and 6

Janitor's Closet Lower

No Violations Noted

Sub Day Room Cells

No Violations Noted

Sub Day Room Shower

105 CMR 451.123*	Maintenance: Floor not easily cleanable, floor finish damaged
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Staff Bathroom

No Violations Noted

C POD

Cells

105 CMR 451.140 Adequate Ventilation: Inadequate ventilation, wall vent blocked in cell # 104, 216, and 217

Janitor's Closet Upper

No Violations Noted

Showers

105 CMR 451.123* Maintenance: Floor not easily cleanable in shower # 1-7, floor finish damaged
105 CMR 451.123* Maintenance: Soap scum on walls in shower # 1, 2, 3, 5, and 7
105 CMR 451.123 Maintenance: Soap scum on walls in shower # 4 and 6
105 CMR 451.123 Maintenance: Soap scum on floor in shower # 1-7
105 CMR 451.123* Maintenance: Wall tiles damaged in shower # 3
105 CMR 451.123* Maintenance: Ceiling vent dusty

Janitor's Closet Lower

No Violations Noted

Sub Day Room Cells

No Violations Noted

Sub Day Room Shower

105 CMR 451.123 Maintenance: Floor not easily cleanable, floor finish damaged
105 CMR 451.123 Maintenance: Soap scum on walls
105 CMR 451.123 Maintenance: Soap scum on floor

Staff Bathroom

105 CMR 451.123* Maintenance: Ceiling tile water stained

D POD

Cells

105 CMR 451.140 Adequate Ventilation: Inadequate ventilation, wall vent blocked in cell # 212

Janitors Closet Upper

No Violations Noted

Showers

105 CMR 451.123* Maintenance: Floor not easily cleanable in shower # 1-7, floor finish damaged
105 CMR 451.123 Maintenance: Soap scum on walls in shower # 1-7
105 CMR 451.123 Maintenance: Soap scum on floor in shower # 1-7

Janitor's Closet Lower

No Violations Noted

Sub Day Room Cells

No Violations Noted

Sub Day Room Shower

105 CMR 451.123* Maintenance: Floor not easily cleanable, floor finish damaged
105 CMR 451.123 Maintenance: Shower out-of-order

Staff Bathroom

No Violations Noted

E POD

Cells

105 CMR 451.140 Adequate Ventilation: Inadequate ventilation, wall vent blocked in cell # 211 and 218

Janitor's Closet Upper

No Violations Noted

Showers

105 CMR 451.123* Maintenance: Floor not easily cleanable in shower # 1-7, floor finish damaged

105 CMR 451.123* Maintenance: Wall damaged in shower # 4

105 CMR 451.123* Maintenance: Ceiling vent dusty in shower # 3

105 CMR 451.123 Maintenance: Ceiling light rusted in shower # 1-7

105 CMR 451.123 Maintenance: Soap scum on walls in shower # 1-7

105 CMR 451.123 Maintenance: Soap scum on floor in shower # 1-7

Janitor's Closet Lower

105 CMR 451.353 Interior Maintenance: Wet mop stored in bucket

Sub Day Room Cells

No Violations Noted

Sub Day Room Shower

105 CMR 451.123* Maintenance: Floor not easily cleanable, floor finish damaged

105 CMR 451.123* Maintenance: Shower control dirty

Day Room

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, water bubbler out-of-order

Staff Bathroom

No Violations Noted

E POD

Unable to Inspect – Not in Use

G POD

Cells

105 CMR 451.140 Adequate Ventilation: Inadequate ventilation, wall vent blocked in cell # 211

Janitor's Closet Upper

No Violations Noted

Showers

105 CMR 451.123* Maintenance: Floor not easily cleanable in shower # 1-7, floor finish damaged

105 CMR 451.123* Maintenance: Floor not easily cleanable in shower # 5, floor damaged

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

105 CMR 451.123 Maintenance: Soap scum on walls in shower # 2, 3, 4, 5, 6, and 7

105 CMR 451.123 Maintenance: Soap scum on floor in shower # 1-7

Janitor's Closet Lower

No Violations Noted

Sub Day Room Cells

No Violations Noted

Sub Day Room Shower

105 CMR 451.123

Maintenance: Soap scum on walls

105 CMR 451.123

Maintenance: Soap scum on floor

Staff Bathroom

No Violations Noted

Triage Room

No Violations Noted

Sub Day Rooms Outside of G and H POD

No Violations Noted

H POD – Regional Lock Up

Cells

105 CMR 451.140

Adequate Ventilation: Inadequate ventilation, wall vent blocked in cell # 109, 204, 205, 212, 213, 216, and 217

Janitor's Closet Upper

No Violations Noted

Showers

105 CMR 451.123*

Maintenance: Floor not easily cleanable in shower # 1-7, floor finish damaged

105 CMR 451.123

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

105 CMR 451.123

Maintenance: Soap scum on walls in shower # 1-7

105 CMR 451.123

Maintenance: Soap scum on floor in shower # 1-7

Janitor's Closet Lower

No Violations Noted

Sub Day Room Cells

No Violations Noted

Sub Day Room Shower

105 CMR 451.123*

Maintenance: Floor not easily cleanable, floor finish damaged

Staff Bathroom

No Violations Noted

Triage Room

No Violations Noted

GYM

105 CMR 451.353

Interior Maintenance: Ceiling ventilation grille not secure

Weight Room

105 CMR 451.353*

Interior Maintenance: Floor damaged

Janitor's Closet

No Violations Noted

Inmate Bathroom

105 CMR 451.110(A)

Hygiene Supplies at Toilet and Handwash Sink: No soap at handwash sink

105 CMR 451.110(A)

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

Staff Bathroom

No Violations Noted

J POD

Cells

No Violations Noted

Shower

105 CMR 451.123*

Maintenance: Floor not easily cleanable, floor damaged

COMMISSARY

No Violations Noted

KITCHEN HALLWAY

Female Staff Bathroom

No Violations Noted

Male Staff Bathroom

No Violations Noted

Cert Room # F202

No Violations Noted

KITCHEN

Cart Room

No Violations Noted

Dry Storage

FC 6-501.12(A)

Maintenance and Operation; Cleaning: Facility not cleaned properly, food debris on shelves

FC 6-501.12(A)

Maintenance and Operation; Cleaning: Facility not cleaned properly, soy bean oil leaking onto shelves

Walk-in-Cooler

No Violations Noted

Walk-in-Freezer

No Violations Noted

Produce Cooler

No Violations Noted

Office

No Violations Noted

Bakery

No Violations Noted

Changing Room

No Violations Noted

Changing Room Bathroom

No Violations Noted

Reach-in-Freezer

No Violations Noted

Inmate Bathroom # FS07

105 CMR 451.123*

Maintenance: Ceiling vent dusty

Storage Room # FS06

105 CMR 451.383(B)

Fire Safety System: Facility not in compliance with 780 CMR Massachusetts Building Code provisions for fire safety, items stored within 18" of ceiling

Worker Serving Line

No Violations Noted

Dishwashing Area

FC 4-901.11(A)

Protection of Clean Items, Drying: Clean and sanitized trays not allowed to air dry fully

Worker Dining Area

No Violations Noted

Ice Machine

No Violations Noted

Chemical Storage

No Violations Noted

Staff Dining

No Violations Noted

LAUNDRY

No Violations Noted

Bathroom # LA02

No Violations Noted

Maintenance Closet # LA05

No Violations Noted

VOCATIONAL EDUCATION

Carpentry Shop

No Violations Noted

Maintenance Shop

No Violations Noted

Graphic Arts

No Violations Noted

Staff Bathroom

No Violations Noted

Inmate Bathroom

No Violations Noted

EDUCATION AREA

Inmate Bathroom

No Violations Noted

Library

105 CMR 451.353

Interior Maintenance: Ceiling tiles water stained

Classrooms

105 CMR 451.110(A)

Hygiene Supplies at Toilet and Handwash Sink: No soap at handwash sink

HUMAN SERVICES

Staff Bathroom

105 CMR 451.110(A)

Hygiene Supplies at Toilet and Handwash Sink: No soap at handwash sink

Break Room

No Violations Noted

HSU

Medical Storage # MS03

No Violations Noted

Medical Waste Storage

105 CMR 480.500(A)(3)

Procedures; Records; Record-Keeping Log: Generator had no written documentation for blood borne pathogen training

Janitor's Closet

No Violations Noted

Dental Office

No Violations Noted

Exam Rooms

No Violations Noted

Tub Room

No Violations Noted

Staff Bathroom

No Violations Noted

Inmate Bathroom

No Violations Noted

VISITATION AREA

No Violations Noted

Strip Search Area

No Violations Noted

STAFF GYM

No Violations Noted

Janitor's Closet

No Violations Noted

Female Locker Room

105 CMR 451.123

Maintenance: Ceiling vent dusty

Male Locker Room

105 CMR 451.123

Maintenance: Ceiling vent dusty

WAREHOUSE

105 CMR 451.353

Interior Maintenance: Wet mop stored in bucket

Refrigerator

No Violations Noted

Freezer

No Violations Noted

Bathroom

No Violations Noted

Garage

No Violations Noted

Observations and Recommendations

1. The inmate population was 233 at the time of inspection.
2. The Department recommends numbering all showers and toilets throughout the facility for identification purposes.
3. The Department recommends that a copy of the facilities policy for the clean-up of blood borne pathogens and a list of trained individuals be kept with the disposal tracking records for medical waste.

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.

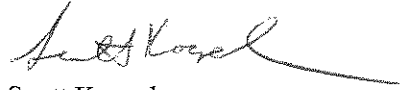
To review the specific regulatory requirements please visit our website at www.mass.gov/dph/dcs and click on "Correctional Facilities" (available in both PDF and RTF formats).

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](#)".

To review the Labeling regulations please visit the Food Protection website at 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: Jan Sullivan, Acting Director, BEH
Steven Hughes, Director, CSP, BEH
Timothy Miley, Director of Government Affairs
Marylou Sudders, Secretary, Executive Office of Health and Human Services
Carol Higgins O'Brien, Commissioner, DOC
John J. Quinn, Jr., Superintendent
Captain Katherine Sonsini, EHSO
Gina Armstrong, Health Director, Pittsfield Board of Health
Clerk, Massachusetts House of Representatives
Clerk, Massachusetts Senate
Daniel Bennett, Secretary, EOPSS
Jennifer Gaffney, Director, Policy Development and Compliance Unit