

CHARLES D. BAKER Governor

KARYN E. POLITO Lieutenant Governor

The Commonwealth of Massachusetts Executive Office of Health and Human Services Department of Public Health Bureau of Environmental Health Community Sanitation Program 5 Randolph Street, Canton, MA 02021 Phone: 781-828-7700 Fax: 781-828-7703

MARYLOU SUDDERS Secretary

MONICA BHAREL, MD, MPH Commissioner

> Tel: 617-624-6000 www.mass.gov/dph

April 5, 2019

Thomas M. Hodgson, Sheriff Bristol County Sheriff's Office Bristol County Jail and House of Correction 400 Faunce Corner Road North Dartmouth, MA 02747 (electronic copy)

Re: Facility Inspection - Bristol County Jail and House of Correction, North Dartmouth

Dear Sheriff Hodgson:

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; I conducted an inspection of the Bristol County Jail and House of Correction on March 18 and 29, 2019 accompanied by Lieutenant Andrew Mitzan, Environmental Health and Safety Officer; Michael Moreira, Fire and Safety Officer; and Amy Riordan, Community Sanitation Program. Violations noted during the inspection are listed below including 131 repeat violations:

HEALTH AND SAFETY VIOLATIONS

(* indicates conditions documented on previous inspection reports)

Entrance

Lobby

No Violations Noted

Male Bathroom

No Violations Noted

Female Bathroom

No Violations Noted

Janitor's Closet

No Violations Noted

Male Shower Room

105 CMR 451.123 Maintenance: Ceiling vent dusty

Female Shower Room

No Violations Noted

Inside Area

Rotunda

Janitor's Closet

No Violations Noted

Inmate Bathroom

No Violations Noted

Storage Closet

No Violations Noted

Barber Shop

No Violations Noted

Civilian Visiting Rooms

No Violations Noted

Non-Contact Visiting Room

No Violations Noted

Inmate Bathroom

No Violations Noted

Main Hallway

Medical Administration Room

No Violations Noted

Male Bathroom # B1-44

105 CMR 451.123* Maintenance: Partition rusted

Female Bathroom # B1-45

No Violations Noted

Disciplinary Room

No Violations Noted

Laundry

105 CMR 451.353 Interior Maintenance: One washing machine out-of-order

Trash Room

No Violations Noted

Receiving Yard

No Violations Noted

Male Bathroom # B1-16

Unable to Inspect – In Use

Male Bathroom # B1-17

105 CMR 451.123 Maintenance: Ceiling vent clogged with debris

Staff Bathroom # B1-9

No Violations Noted

Staff Bathroom # B1-10

No Violations Noted

Maintenance Shop

No Violations Noted

Old Print Shop - Offices

No Violations Noted

Wood Shop

No Violations Noted

Cart Storage Room

No Violations Noted

Welding Shop

No Violations Noted

Food Service

Kitchen

3-Compartment Sink

No Violations Noted

Handwash Sink (near 3-compartment sink)

No Violations Noted

Kettle Area

FC 4-901.11(A) Protection of Clean Items, Drying: Clean and sanitized stainless steel trays not allowed to

air dry fully, clean trays stored wet on rack

Ice Machine

No Violations Noted

Dry Food Storage

FC 3-302.12 Preventing Food and Ingredient Contamination: Unlabeled flour container

Dishwashing Machine Area

FC 5-202.13* Plumbing System, Design: Air gap between water supply inlet (sink hose) and the flood

level rim of sink (top of sink) is missing, sink sprayer was hanging below the top of sink

FC 6-501.12(A) Maintenance and Operation; Cleaning: Facility not cleaned properly, ceiling dirty above

warewash machine

FC 4-204.115 Design and Construction, Functionality: Temperature measuring device not functioning

properly on warewashing machine

FC 4-901.11(A) Protection of Clean Items, Drying: Clean and sanitized stainless steel trays not allowed to

air dry fully, clean trays stored wet on rack

Handwash Sink (near dishwashing machine)

FC 5-205.11(B) Plumbing System, Operations and Maintenance: Handwashing sink used for an

unapproved purpose, drinking pitchers stored in handwashing sink

Cooler # 1

FC 3-305.11(A)(1) Preventing Contamination from Premises: Food stored in an inappropriate location,

uncovered bread stored in small cooler

FC 3-304.12(A) Preventing Contamination from Utensils: Service utensils handle stored below the food

and container line, scoop stored in peaches

Cooler # 2

FC 3-302.11(A)(4) Preventing Food and Ingredient Contamination: Preventing cross contamination,

prepared food not appropriately covered on rack

Freezer # 1

No Violations Noted

Prep Serving Line

FC 4-102.11(B)(2) Materials for Construction and Repair; Multiuse: Unused single-service article not

protected against contamination, plastic utensils stored uncovered

FC 6-501.12(A) Maintenance and Operation; Cleaning: Facility not cleaned properly, wall cooling fan

dusty

Inmate Dining

FC 6-201.11* Design, Construction and Installation: Floor not easily cleanable, paint damaged

<u>HSU</u>

Staff Bathroom

105 CMR 451.123* Maintenance: Ceiling vent dusty

Inmate Bathroom # BLI-17

No Violations Noted

Office # BLI-19b

105 CMR 451.353 Interior Maintenance: Ceiling tiles water damaged

Large Nurse Office Space

No Violations Noted

Trauma Room BLI-18 # 6

105 CMR 451.353* Interior Maintenance: Ceiling tile water damaged

Dental Area # 3

No Violations Noted

Eye Exam Room # BLI-21

No Violations Noted

Lab # 5

105 CMR 451.353* Interior Maintenance: Ceiling tiles water damaged 105 CMR 451.353* Interior Maintenance: Ceiling tiles missing

105 CMR 451.350* Structural Maintenance: Ceiling leaking

Exam Room # 1

No Violations Noted

Exam Room # 2

Control Area

No Violations Noted

Nurse's Station

No Violations Noted

Janitor's Closet

No Violations Noted

Single Cells

No Violations Noted

Staff Bathroom # 2

No Violations Noted

Inmate Bathroom # BLI-10

No Violations Noted

Administrative Office

No Violations Noted

Biohazard Closet

No Violations Noted

Inmate Bathroom # BLI-28

No Violations Noted

Inmate Shower

105 CMR 451.123 Maintenance: Ceiling vent dusty

Ward A

No Violations Noted

Ward B

105 CMR 451.353* Interior Maintenance: Ceiling vent dusty

Dispatch/Receiving

Property

105 CMR 451.200* Food Storage, Preparation and Service: Food storage not in compliance with

105 CMR 590.000, ice build-up in freezer

Sally Port

105 CMR 451.350 Structural Maintenance: Door not rodent and weathertight

Female Staff Bathroom # ALI-45

No Violations Noted

Male Staff Bathroom # ALI-44

No Violations Noted

Janitor's Closet # ALI-25

No Violations Noted

Intake Office

No Violations Noted

451-19(1)-Bristol-N. Dartmouth-Jail and HOC-Report 4-5-19

Medical Offices

105 CMR 451.200* Food Storage, Preparation and Service: Food storage not in compliance with

105 CMR 590.000, gaskets dirty in refrigerator in medical office # ALI-12

Group Cells

105 CMR 451.353* Interior Maintenance: Floor paint damaged in group cell # 1

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, toilet clogged in group cell # 1

Male Cells

105 CMR 451.353* Interior Maintenance: Ceiling dirty in cell # M5

105 CMR 451.353* Interior Maintenance: Floor paint damaged in cell # M1, M2, M3, and M4

Female Cells

No Violations Noted

Inmate Bathroom # ALI - 21

105 CMR 451.123 Maintenance: Ceiling vent dusty

Sector D

Muster 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

105 CMR 451.200 Food Storage, Preparation and Service: Food storage not in compliance with

105 CMR 590.000, ceiling tiles water damaged

105 CMR 451.110(A) Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink

Chapel

105 CMR 451.353* Interior Maintenance: Ceiling tiles missing
105 CMR 451.353* Interior Maintenance: Ceiling tiles water stained

Classrooms

105 CMR 451.353* Interior Maintenance: Ceiling tiles water damaged in classroom A, B, and C

105 CMR 451.350 Structural Maintenance: Hole in ceiling surface in classroom D

Classification

No Violations Noted

Inmate Bathroom # DI-13

No Violations Noted

Inmate Bathroom # DI-14

105 CMR 451.123 Maintenance: Floor surface damaged around floor drain

Staff Bathroom # DI-23

No Violations Noted

Staff Bathroom # DI-24

No Violations Noted

Janitor's Closet

<u>Units</u>

EC Unit

Main Area

No Violations Noted

Officer's Room

No Violations Noted

 $Storage - 2^{nd} Floor$

No Violations Noted

Janitor's Closet – 2nd *Floor*

No Violations Noted

 $Shower - 2^{nd} Floor # F2-C10$

105 CMR 451.123* Maintenance: Floor dirty

105 CMR 451.123* Maintenance: Ceiling vent dusty 105 CMR 451.123 Maintenance: Soap scum on walls

Janitor's Closet − 1st *Floor*

No Violations Noted

Storage – 1st Floor

No Violations Noted

 $Shower - 1^{st} Floor # E1-C10$

105 CMR 451.123 Maintenance: Walls dirty 105 CMR 451.123 Maintenance: Floor dirty

105 CMR 451.123 Maintenance: Ceiling vent dusty

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower leaking

Handicapped Shower

105 CMR 451.123 Maintenance: Walls stained orange

105 CMR 451.123 Maintenance: Bench rusted

Cells

105 CMR 451.321* Cell Size: Inadequate floor space in all cells

ED Unit

Main Area

No Violations Noted

Computer Room

No Violations Noted

 $Showers - 2^{nd} Floor$

No Violations Noted

Janitor's Closet − 1st *Floor*

105 CMR 451.353 Interior Maintenance: Wet mop stored in bucket

Cells

105 CMR 451.321* Cell Size: Inadequate floor space in all cells

EE Unit

Main Area

No Violations Noted

Cage Room

No Violations Noted

Showers -2^{nd} Floor

No Violations Noted

Janitor's Closet − 1st *Floor*

No Violations Noted

Showers – 1st Floor

No Violations Noted

Cells

105 CMR 451.353 Interior Maintenance: Wall vent clogged in cell # G7 and G8

105 CMR 451.353 Interior Maintenance: Ceiling dirty in cell # M12

EA/EB Units

EA/EB Control

No Violations Noted

Staff Bathroom

No Violations Noted

Caseworker's Office

No Violations Noted

Nurse's Office

No Violations Noted

EA Unit – Female

Main Area

No Violations Noted

Janitor's Closet – 1st Floor

No Violations Noted

Shower – 1st Floor

No Violations Noted

 $Shower - 2^{nd} Floor$

No Violations Noted

Cells

105 CMR 451.321* Cell Size: Inadequate floor space in all cells

EB Unit - Female

Main Area

105 CMR 451.353* Interior Maintenance: Floor covering damaged

 $Bathroom - 2^{nd} Floor$

105 CMR 451.123* Maintenance: Floor surface damaged

 $Showers - 2^{nd} Floor$

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower # E2-B12 leaking

105 CMR 451.123 Maintenance: Interior door paint damaged in shower # E2-B11

 $Bathroom - 1^{st} Floor$

105 CMR 451.123* Maintenance: Wall paint damaged in stall # 1 105 CMR 451.123* Maintenance: Floor covering damaged

105 CMR 451.123* Maintenance: Wall paint damaged behind handwash sink on left

105 CMR 451.123 Maintenance: Ceiling vent dusty

 $Shower - 1^{st} Floor$

105 CMR 451.123* Maintenance: Door frame paint damaged

Janitor's Closet − 1st *Floor*

No Violations Noted

Cells

105 CMR 451.321* Cell Size: Inadequate floor space in all cells

105 CMR 451.322* Cell Size: Inadequate floor space in dorm room attached to cell block

FA Unit

Control

No Violations Noted

Main Area

No Violations Noted

Classroom

No Violations Noted

Storage – 2nd Floor # FM-A23

No Violations Noted

 $Showers - 2^{nd} Floor$

105 CMR 451.123* Maintenance: Floor surface damaged outside shower # FM-A18 105 CMR 451.123* Maintenance: Ceiling vent dusty in shower # FM-A19 and FM-A21

105 CMR 451.123* Maintenance: Walls dirty in shower # FM-A21

105 CMR 451.123 Maintenance: Interior of door paint damaged in shower # FM-A19 105 CMR 451.123 Maintenance: Shower encasing paint damaged in shower # FM-A21 Maintenance: Ceiling paint cracking outside shower FM-A19

Janitor's Closet # FG-A20

No Violations Noted

Janitor's Closet – 1st Floor # FG-A23

105 CMR 451.353* Interior Maintenance: Wall paint damaged 105 CMR 451.353 Interior Maintenance: Wet mop stored in bucket

Handicapped Shower

105 CMR 451.123 Maintenance: Ceiling vent dusty

Showers – 1st Floor
105 CMR 451.123*

Maintenance: Floor damaged outside shower # FG-A18 and FG-A21
105 CMR 451.123*

Maintenance: Ceiling vent dusty in shower # FG-A18 and FG-A21

Cells
105 CMR 451.321*
Cell Size: Inadequate floor space in all cells
105 CMR 451.353*
Interior Maintenance: Floor surface damaged in cell # G2, G3, G4, G6, G7, G12, G14, G15, G16, M1, M4, M8, M12, M13, M15, and handicapped cell
105 CMR 451.353
Interior Maintenance: Ceiling paint damaged in cell # M5

FB Unit

Control

No Violations Noted

Main Area

105 CMR 451.353* Interior Maintenance: Floor covering damaged

Medical Room

No Violations Noted

Janitor's Closet – 2nd *Floor*

105 CMR 451.353 Interior Maintenance: Ceiling vent dusty

 $Showers - 2^{nd} Floor$

Showers – 1st Floor 105 CMR 451.123

105 CMR 451.123 Maintenance: Walls stained orange in shower # FM-B19 and FM-B21

105 CMR 451.123* Maintenance: Soap scum on walls in shower # FM-B19 105 CMR 451.123 Maintenance: Soap scum on walls in shower # FM-B18

Janitor's Closet – 1st Floor # FG-B20

No Violations Noted

103 CMIK 431.123	Maintenance. Centing vent blocked in shower if 1 G D10
105 CMR 451.123*	Maintenance: Soap scum on walls in shower # FG-B21 and FG-B22
105 CMR 451.123*	Maintenance: Ceiling paint damaged outside shower # FG-B21
105 CMR 451.123*	Maintenance: Floor surface damaged outside shower # FG-B21
105 CMR 451.123	Maintenance: Door encasing paint damaged in shower # FG-B18
Cells	
105 CMR 451.321*	Cell Size: Inadequate floor space in all cells
105 CMR 451.353*	Interior Maintenance: Floor surface damaged in cell # G1, G4, G5, G6, G7, G9, G10,
	G12, G13, G14, G15, G16, M1, M10, M13, M14, and M16
105 CMR 451.353	Interior Maintenance: Floor surface damaged in cell # G8
105 CMR 451.353	Interior Maintenance: Ceiling dirty in cell # M8 and M16
105 CMR 451.353	Interior Maintenance: Ceiling dirty in cell # G15
105 CMR 451.353	Interior Maintenance: Wall dirty in cell # M9

Maintenance: Ceiling vent blocked in shower # FG-B18

Courtyard Units

HA Unit

Main Area

105 CMR 451.141* Screens: Screen missing from window near entrance

Staff Bathroom

No Violations Noted

Janitor's Closet – 2nd Floor

No Violations Noted

 $Showers - 2^{nd} Floor$

105 CMR 451.123* Maintenance: Door rusted in shower # HM-A23
105 CMR 451.123 Maintenance: Door rusted in shower # HM-A26
105 CMR 451.123* Maintenance: Door frame rusted in shower # HM-A23
105 CMR 451.123 Maintenance: Door frame rusted in shower # HM-A26

Janitor's Closet – 1st Floor

No Violations Noted

Storage – 1st Floor

No Violations Noted

Handicapped Shower

105 CMR 451.123 Maintenance: Floor dirty

Showers – 1st *Floor*

105 CMR 451.123* Maintenance: Door rusted in shower # HG-A22 and HG-A23

Cells

105 CMR 451.321* Cell Size: Inadequate floor space in all cells

HB Unit

Main Area

105 CMR 451.141* Screens: Screen missing from window near entrance

Staff Bathroom

No Violations Noted

Storage – 1st Floor # HG-B24

105 CMR 451.353* Interior Maintenance: Floor paint damaged

Storage - Near Shower # HG-B26

105 CMR 451.353* Interior Maintenance: Floor paint damaged

Janitor's Closet – 2nd Floor

No Violations Noted

Showers – 2nd *Floor*

105 CMR 451.123* Maintenance: Mold on ceiling outside shower # HM-B26 and HM-B27

105 CMR 451.123* Maintenance: Floor dirty in shower # HM-B26

105 CMR 451.123* Maintenance: Walls dirty in shower # HM-B26 and HM-B27

105 CMR 451.123* Maintenance: Door frame rusted in shower # HM-B23, HM-B26, and HM-B27

105 CMR 451.123 Maintenance: Ceiling vent dusty in shower # HM-B26 and HM-B27

Janitor's Closet – 1st Floor

Handicapped Shower

105 CMR 451.123* Maintenance: Wall stained

Showers – 1st *Floor*

105 CMR 451.123* Maintenance: Door rusted in shower # HG-B22 and HG-B23 Maintenance: Door frame rusted in shower # HG-B22 and HG-B23

105 CMR 451.123* Maintenance: Walls dirty in shower # HG-B22

Cells

105 CMR 451.321* Cell Size: Inadequate floor space in all cells

105 CMR 451.353* Interior Maintenance: Exterior of door paint damaged in cell # G1, G5, G6, G7, G9, G19,

M1, and M3

GA Unit

Main Area

105 CMR 451.141* Screens: Screen missing from window near entrance

Staff Bathroom

No Violations Noted

Handicapped Shower

105 CMR 451.123 Maintenance: Ceiling vent dusty

Storage # GG-A29

105 CMR 451.344* Illumination in Habitable Areas: Light not functioning properly, light out

Storage # GG-A32

No Violations Noted

Janitor's Closet (near handicapped cell)

105 CMR 451.353 Interior Maintenance: Wet mop stored in bucket

 $Bathroom - 2^{nd} Floor$

105 CMR 451.110(A) Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sinks

Janitor's Closet – 2nd Floor

No Violations Noted

 $Showers - 2^{nd} Floor$

105 CMR 451.123* Maintenance: Door frame paint damaged in shower # GM-A27 and GM-A28

105 CMR 451.123 Maintenance: Door frame rusted in shower # GM-A28

Bathroom – 1st Floor

105 CMR 451.123* Maintenance: Floor surface removal left unfinished

105 CMR 451.110(A) Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sinks

Showers – 1st Floor Unable to Fully Inspect – Shower # GG-A28 In Use

105 CMR 451.130* Plumbing: Plumbing not maintained in good repair, shower # GG-A27 leaking

105 CMR 451.123* Maintenance: Door rusted in shower # GG-A31

Cells

105 CMR 451.321* Cell Size: Inadequate floor space in all cells

GB Unit

Main Area

No Violations Noted

Staff Bathroom

No Violations Noted

Handicapped Shower

No Violations Noted

Storage – 1st Floor

No Violations Noted

Janitor's Closet – 1st Floor

No Violations Noted

 $Bathroom - 2^{nd} Floor$

No Violations Noted

 $Showers - 2^{nd} Floor$

105 CMR 451.123* Maintenance: Floor dirty in shower # GM-B31

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower # GM-B27 and GM-B28

leaking

Bathroom – 1st Floor

Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sinks Plumbing: Plumbing not maintained in good repair, hot water out-of-order at sink # 2

Showers – 1st Floor

No Violations Noted

Janitor's Closet – 2nd Floor

No Violations Noted

Cells

105 CMR 451.321* Cell Size: Inadequate floor space in all cells

GC Unit – Former Gym

Main Area

105 CMR 451.353* Interior Maintenance: Floor damaged in several areas

Bathroom

105 CMR 451.110(A) Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sinks

Hot Water: Hot water temperature recorded at 96°F

Showers

105 CMR 451.123* Maintenance: Wall tiles damaged in shower area

Library

No Violations Noted

Janitor's Closet

No Violations Noted

Sleeping Area

105 CMR 451.322* Cell Size: Inadequate floor space in dorm area

Observations and Recommendations

1. The inmate population was 737 at the time of inspection.

2. During the inspection, the Department found many shower identification tags damaged or painted over and therefore, made them difficult or impossible to read. The Department recommended implementing a simple numbering system to all toilet and shower stalls to allow the Department and Correctional staff 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 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,

Nicholas Gale

Nicholas Mela

Environmental Health Inspector, 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
Carol A. Mici, Commissioner, DOC
Christopher Michaud, RS, Health Director, Dartmouth Board of Health

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Clerk, Massachusetts House of Representatives

Clerk, Massachusetts Senate