

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

MARYLOU SUDDERS

Secretary

MONICA BHAREL, MD, MPH Commissioner

Tel: 617-624-6000

www.mass.gov/dph

Phone: 781-828-7700 Fax: 781-828-7703

|  |
| --- |
| CHARLES D. BAKER  Governor  KARYN E. POLITO  Lieutenant Governor |

November 16, 2015

Thomas M. Hodgson, Sheriff

Bristol County Sheriff’s Office

Bristol County Jail and House of Correction

400 Faunce Corner Road

North Dartmouth, MA 02747

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: 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 Bristol County Jail and House of Correction on October 20, 2015 accompanied by Lieutenant Andrew Mitzan, EHSO. Violations noted during the inspection are listed below including 71 repeat violations:

**HEALTH AND SAFETY VIOLATIONS**

(*\* indicates conditions documented on previous inspection reports*)

**Entrance**

*Administration Area*

No Violations Noted

*Lobby*

No Violations Noted

*Male Bathroom*

No Violations Noted

*Female Bathroom*

105 CMR 451.123\* Maintenance: Ceiling leaking

105 CMR 451.123 Maintenance: Sink # 2 leaking

*Male Shower Room*

No Violations Noted

*Female Shower Room*

105 CMR 451.123\* Maintenance: Ceiling vent dusty

**Units**

**EC Unit**

*Main Area*

105 CMR 451.353\* Interior Maintenance: Floor tiles damaged outside showers

105 CMR 451.353\* Interior Maintenance: Floor tiles damaged in main area

*Officer’s Room*

No Violations Noted

*Janitor’s Closet – 2nd Floor*

No Violations Noted

*Shower – 2nd Floor*

Unable to Inspect – In Use

*Janitor’s Closet – 1st Floor*

105 CMR 451.360 Protective Measures: Insects observed

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

*Shower – 1st Floor*

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

105 CMR 451.123 Maintenance: Floor dirty

*Handicap Shower*

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

105 CMR 451.123 Maintenance: Floor dirty

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G8 and M1-M8

105 CMR 451.353\* Interior Maintenance: Floor damaged in cell # G2, G3, G5, G7, and G8

**EE Unit**

*Main Area*

No Violations Noted

*Showers – 2nd 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: Walls rusted in cell # 3

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, hot water out-of-order in cell # 16

**ED Unit**

*Main Area*

No Violations Noted

*Computer Room*

No Violations Noted

*Showers – 2nd Floor*

No Violations Noted

*Janitor’s Closet – 1st Floor*

105 CMR 451.353 Interior Maintenance: Light out

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G4 and M1-M4

**EB Unit – Female**

*Main Area*

105 CMR 451.353\* Interior Maintenance: Floor tiles damaged

*Bathroom – 2nd Floor*

105 CMR 451.123\* Maintenance: Floor tiles damaged

*Showers – 2nd Floor*

105 CMR 451.123\* Maintenance: Ceiling vent dusty in shower # 1 and 2

*Bathroom – 1st Floor*

105 CMR 451.123\* Maintenance: Ceiling vent dusty

*Showers – 1st Floo*

No Violations Noted

*Janitor’s Closet – 1st Floor*

No Violations Noted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # 1-16

**EA Unit – Female**

*Control*

No Violations Noted

*Main Area*

105 CMR 451.353\* Interior Maintenance: Floor tiles damaged

*Caseworker’s Office*

No Violations Noted

*Nurse’s Office*

No Violations Noted

*Janitor’s Closet – 1st Floor*

No Violations Noted

*Showers – 1st Floor*

105 CMR 451.123 Maintenance: Shower leaking

105 CMR 451.123 Maintenance: Light out

*Showers – 2nd Floor*

No Violations Noted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G4 and M1-M4

105 CMR 451.353 Interior Maintenance: Floor surface damaged in cell # G2 and G3

105 CMR 451.344 Illumination in Habitable Areas: Light not functioning properly, light out in cell # M3

**FB Unit**

*Control*

105 CMR 451.353 Interior Maintenance: Window broken

*Medical Room*

No Violations Noted

*Janitor’s Closet – 2nd Floor*

105 CMR 451.353 Interior Maintenance: Light out

*Showers – 2nd Floor*

105 CMR 451.123 Maintenance: Floor dirty in shower # FM-B21

*Showers – 1st Floor*

105 CMR 451.123\* Maintenance: Floor damaged outside showers

105 CMR 451.123\* Maintenance: Floor dirty in shower # FG-B18

105 CMR 451.123 Maintenance: Ceiling vent dusty in shower # FG-B21 and FG-B22

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G16 and M1-M16

105 CMR 451.353\* Interior Maintenance: Floor damaged in cell # G4, G9, G10, G13, G16 and M10

105 CMR 451.353 Interior Maintenance: Floor damaged in cell # G14

**FA Unit**

*Control*

No Violations Noted

*Showers – 2nd Floor*

105 CMR 451.123\* Maintenance: Ceiling vent dusty in shower # FM-A18, FM-A19, and FM-A21

105 CMR 451.123\* Maintenance: Floor tiles damaged outside showers

105 CMR 451.123 Maintenance: Shower # FM-A19 leaking

*Janitor’s Closet – 1st Floor*

105 CMR 451.353 Interior Maintenance: Wet mop stored on the floor

*Showers – 1st Floor*

No Violations Noted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G16 and M1-M16

105 CMR 451.353\* Interior Maintenance: Floor tiles damaged in cell # G6, M1, M15, and handicap cell

105 CMR 451.353 Interior Maintenance: Floor tiles damaged in cell # M4

**Courtyard Units**

**HA Unit**

*Main Area*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Showers – 2nd Floor*

105 CMR 451.123 Maintenance: Ceiling mold in shower # HM-A26

105 CMR 451.123 Maintenance: Shower # HM-A27 leaking

105 CMR 451.123 Maintenance: Ceiling vent dusty in shower # HM-A23

*Janitor’s Closet – 1st Floor*

No Violations Noted

*Handicap Shower*

105 CMR 451.123 Maintenance: Door rusted

*Showers – 1st Floor*

No Violations Noted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G20 and M1-M20

**HB Unit**

*Main Area*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Janitor’s Closet – 2nd Floor*

No Violations Noted

*Showers – 2nd Floor*

105 CMR 451.123\* Maintenance: Mold on ceiling outside of showers

105 CMR 451.123 Maintenance: Shower # AM-B27 leaking

105 CMR 451.123 Maintenance: Mold on ceiling in shower # HM-B26

*Janitor’s Closet – 1st Floor*

No Violations Noted

*Handicap Shower*

No Violations Noted

*Showers – 1st Floor*

105 CMR 451.123\* Maintenance: Mold on ceiling in shower # HG-B22 and HG-B26

105 CMR 451.123 Maintenance: Mold on ceiling in shower # HG-B23

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G20 and M1-M20

**GA Unit**

*Handicap Shower*

No Violations Noted

*Bathroom – 2nd Floor*

105 CMR 451.121(A)\* Privacy: No privacy partition between toilets

105 CMR 451.123 Maintenance: Sink # 1 leaking

105 CMR 451.123 Maintenance: Mold on ceiling

*Showers – 2nd Floor*

105 CMR 451.123\* Maintenance: Mold on ceiling in shower # GM-A27 and GM-A28

105 CMR 451.123 Maintenance: Shower # GM-A31 leaking

*Janitor’s Closet (near handicap cell)*

105 CMR 451.353\* Interior Maintenance: Ceiling vent dusty

*Bathroom – 1st Floor*

105 CMR 451.123\* Maintenance: Sink # 3 leaking

105 CMR 451.123 Maintenance: Sink # 1 and 2 leaking

*Showers – 1st Floor*

105 CMR 451.123\* Maintenance: Shower # GG-A27 leaking

105 CMR 451.123 Maintenance: Shower # GG-A30 leaking

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G23 and M1-M23

**GB Unit**

*Handicap Shower*

No Violations Noted

*Janitor’s Closet*

No Violations Noted

*Bathroom – 2nd Floor*

No Violations Noted

*Showers – 2nd Floor*

No Violations Noted

*Bathroom – 1st Floor*

No Violations Noted

*Showers – 1st Floor*

105 CMR 451.123\* Maintenance: Door frames rusted in all showers

105 CMR 451.123\* Maintenance: Mold on ceiling in shower # GG-B30 and GG-B31

*Janitor’s Closet*

No Violations Noted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G24 and M1-M24

105 CMR 451.353 Interior Maintenance: Light shield missing in cell # M3

**GC Unit – Former Gym**

*Main Area*

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

*Bathroom*

105 CMR 451.123 Maintenance: Sink out-of-order

105 CMR 451.123 Maintenance: Two toilets out-of-order

105 CMR 451.123 Maintenance: Urinal out-of-order

*Showers*

105 CMR 451.123 Maintenance: Mold on ceiling in all showers

105 CMR 451.123 Maintenance: Shower # 3 leaking

*Sleeping Area*

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

**Inside Area**

*Rotunda*

No Violations Noted

*Barber Shop*

No Violations Noted

*Laundry*

105 CMR 451.353\* Interior Maintenance: Folding table surface damaged

105 CMR 451.130\* Plumbing: Plumbing not maintained in good repair, handwash sink leaking

*Inmate Bathroom # 1*

No Violations Noted

*Inmate Bathroom # 2*

No Violations Noted

*Medical Administration Room*

FC 4-602.12(B)\* Cleaning of Equipment and Utensils; Frequency: Interior of microwave oven dirty

*Male Bathroom # B1-44*

105 CMR 451.123 Maintenance: Urinal out-of-order

*Female Bathroom B1-45*

No Violations Noted

*Disciplinary Room*

No Violations Noted

*Trash Room*

No Violations Noted

*Receiving Yard*

No Violations Noted

*Maintenance Shop*

No Violations Noted

*Print Shop*

No Violations Noted

*Wood Shop*

No Violations Noted

*Cart Storage Room*  
 No Violations Noted

*Welding Shop*

No Violations Noted

*Staff Bathroom # 1*

No Violations Noted

*Staff Bathroom # 2*

No Violations Noted

*Property Room*

No Violations Noted

*Civilian Visiting Rooms*

No Violations Noted

*Non-Contact Visiting Room*

105 CMR 451.353\* Interior Maintenance: Walls dirty under phone stations

*Inmate Bathroom*

No Violations Noted

**HSU**

*Staff Bathroom*

105 CMR 451.123 Maintenance: Ceiling vent dusty

*Inmate Bathroom*

No Violations Noted

*Inmate Shower Room*

No Violations Noted

*Offices*

FC 4-602.12(B)\* Cleaning of Equipment and Utensils; Frequency: Interior of microwave oven dirty

105 CMR 451.353 Interior Maintenance: Floor tiles damaged outside offices

*Trauma Room*

No Violations Noted

*Dental Area*

No Violations Noted

*Eye Exam Room*

No Violations Noted

*Lab*

105 CMR 451.353 Interior Maintenance: Ceiling tile missing

*Exam Room # 1*

No Violations Noted

*Exam Room # 2*

No Violations Noted

*Control Area*

No Violations Noted

*Nurse’s Station*

No Violations Noted

*Janitor’s Closet*

No Violations Noted

*Single Cells*

105 CMR 451.353\* Interior Maintenance: Floor surface damaged in cell # 2

*Staff Bathroom # 2*

No Violations Noted

*Inmate Bathroom*

No Violations Noted

Inmate Shower

105 CMR 451.123 Maintenance: Floor dirty

*Ward A*

No Violations Noted

*Ward B*

105 CMR 451.353 Interior Maintenance: Ceiling vent dusty

**Dispatch/Receiving**

*Property*

No Violations Noted

*Sally Port*

No Violations Noted

*Female Staff Bathroom*

No Violations Noted

*Male Staff Bathroom*

105 CMR 451.123\* Maintenance: Ceiling damaged, paint peeling

*Janitor’s Closet*

No Violations Noted

*Intake Office*

No Violations Noted

*Medical Offices*

No Violations Noted

*Male Cells*

No Violations Noted

*Female Cells*

105 CMR 451.353\* Interior Maintenance: Ceiling dirty in cell # 1

*Inmate Bathroom*

No Violations Noted

**Sector D**

*Muster Room*

FC 4-903.11(A)(2)\* Protection of Clean Items, Storing: Single-service items not protected from contamination, utensils left uncovered

**Chapel**

105 CMR 451.130\* Plumbing: Plumbing not maintained in good repair, cold water out-of-order at handwash sink

*Classrooms*

105 CMR 451.353\* Interior Maintenance: Ceiling tiles missing in room # B

105 CMR 451.353\* Interior Maintenance: Ceiling tiles damaged in room # A and B

*Classification*

No Violations Noted

*Inmate Bathroom # 1*

No Violations Noted

*Inmate Bathroom # 2*

No Violations Noted

*Male Staff Bathroom*

105 CMR 451.353 Interior Maintenance: Floor surface damaged

*Female Staff Bathroom*

No Violations Noted

*Janitor’s Closet*

No Violations Noted

**Food Service**

**Kitchen**

*3-Bay Sink*

No Violations Noted

*Handwash Sink (near 3-bay sink)*

No Violations Noted

*Kettle Area*

No Violations Noted

*Inmate Dining*

FC 6-501.11\* Maintenance and Operation; Repairing: Facility not in good repair, ceiling tiles damaged

*Dry Food Storage*

No Violations Noted

*Dishwashing Machine Area*

No Violations Noted

*Handwash Sink (near dishwashing machine)*

FC 5-205.15(B) Plumbing System, Operations and Maintenance: Plumbing system not maintained in good repair, sink leaking

*Cooler # 1*

No Violations Noted

*Cooler # 2*

No Violations Noted

*Freezer # 1*

No Violations Noted

**Observations and Recommendations**

1. The inmate population was 519 at the time of inspection.
2. During the inspection, the Department recommended that all showers and cells be identified with a numbering system. This will assist the Department and correctional employees 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](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](http://www.cfsan.fda.gov/%7Edms/fc99-toc.html)”.

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,

Nicholas Gale

Environmental Health Inspector, CSP, BEH

cc: Jan Sullivan, Acting Director, BEH

Steven Hughes, Director, CSP, BEH

Jay Youmans, Director of Government Affairs

Marylou Sudders, Secretary, Executive Office of Health and Human Services

Carol Higgins O’Brien, Commissioner, DOC

Steven Sousa, Superintendent

Andrew Mitzan, Lieutenant, EHSO

Wendy Henderson, RS, Health Director, Dartmouth Board of Health

Clerk, Massachusetts House of Representatives

Clerk, Massachusetts Senate

Daniel Bennett, Secretary, EOPS