The Commonwealth of Massachusetts

Executive Office of Health and Human Services

Department of Public Health

Bureau of Climate and Environmental Health

Community Sanitation Program

5 Randolph Street

Canton, MA 02021

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KATHLEEN E. WALSH

Secretary

ROBERT GOLDSTEIN, MD, PhD Commissioner

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MAURA T. HEALEY

Governor

KIMBERLEY DRISCOLL

Lieutenant Governor

February 28, 2024

Paul Heroux, 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 Modular Building, North Dartmouth

Dear Sheriff Heroux:

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 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 Bristol County Modular Building on February 20, 2024 accompanied by Lieutenant Andrew Mitzan, Environmental Health and Safety Officer. Violations noted during the inspection are listed below including 49 repeat violations:

Should you have any questions, please don’t hesitate to contact me.

 Sincerely,

 Patrick Wallace

 Environmental Health Inspector, CSP, BCEH

cc: Robert Goldstein, MD, PhD, Commissioner, DPH

Nalina Narain, Director, BCEH

 Steven Hughes, Director, CSP, BCEH

Kathleen E. Walsh, Secretary, Executive Office of Health and Human Services (electronic copy)

 Carol A. Mici, Commissioner, DOC (electronic copy)

Terrence Reidy, Secretary, EOPSS (electronic copy)

Brianna Arruda, Director, Policy Development and Compliance Unit (electronic copy)

Joseph Oliver III, Acting Superintendent (electronic copy)

 Andrew Mitzan, Lieutenant, EHSO (electronic copy)

Christopher Michaud, RS, Health Director, Dartmouth Board of Health (electronic copy)

 Clerk, Massachusetts House of Representatives (electronic copy)

 Clerk, Massachusetts Senate (electronic copy)

**HEALTH AND SAFETY VIOLATIONS**

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

**Modular Kitchen**

*Loading Dock*

 No Violations Noted

*Staff Bathroom# 013 (near Loading Dock)*

Unable to Inspect – Not Used

*Staff Bathroom # 011*

Unable to Inspect – Not Used

*Storage Closet # 012A*

 No Violations Noted

*Storage Room # 014A*

 No Violations Noted

*Storage Room # 016A*

FC 6-501.11\* Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not in good repair, wall paint damaged

*Walk-In Freezer*

 No Violations Noted

*Traulsen Refrigerators*

FC 6-501.12(A)\* Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary,gaskets dirty on left and right side refrigerator

FC 4-204.112(B)\* Design and Construction, Functionality: Cold holding equipment not equipped with a permanently affixed temperature measuring device, no thermometer in left side refrigerator

**1st Floor Medical Room**

 No Violations Noted

**1 West**

*Staff Bathroom*

 No Violations Noted

*Storage Room*

105 CMR 451.353 Interior Maintenance: Floor paint damaged

*Offices*

 No Violations Noted

*Laundry*

No Violations Noted

*Classroom*

No Violations Noted

*Main Area*

105 CMR 451.350 Structural Maintenance: Window cracked on door to dorm hallway

*Janitor’s Closet*

 No Violations Noted

*Bathroom 1 (Right Side)*

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

105 CMR 451.117 Toilet Fixtures: Toilet fixture dirty at urinal

*Bathroom 2 (Left Side)*

105 CMR 451.123 Maintenance: Floor epoxy damaged under toilet # 5

105 CMR 451.117 Toilet Fixtures: Toilet fixtures dirty at urinal # 1 and 2

105 CMR 451.123 Maintenance: Wall paint damaged in shower # 3 and 4

*Dorms*

105 CMR 451.322 Cell Size: Inadequate floor space in all dorms

**1 East**

105 CMR 451.353 Interior Maintenance: Ceiling damaged at entrance

*Staff Bathroom*

 No Violations Noted

*Storage*

105 CMR 451.353\* Interior Maintenance: Wall paint damaged

105 CMR 451.353 Interior Maintenance: Floor paint damaged

*Offices*

 No Violations Noted

*Laundry*

 No Violations Noted

*Classroom*

 No Violations Noted

*Main Area*

 No Violations Noted

*Janitor’s Closet*

 No Violations Noted

*Bathroom 1 (right side)*

105 CMR 451.123\* Maintenance: Soap dispensers rusted

105 CMR 451.117\* Toilet Fixtures: Toilet fixture dirty at urinal

105 CMR 451.123 Maintenance: Partition paint damaged

105 CMR 451.123 Maintenance: Floor epoxy damaged

105 CMR 451.123 Maintenance: Walls dirty in shower # 1

105 CMR 451.123 Maintenance: Partition paint damaged in shower # 1-5

*Bathroom 2 (left side)*

105 CMR 451.123\* Maintenance: Soap dispensers rusted

105 CMR 451.117\* Toilet Fixtures: Toilet fixtures dirty at urinal # 1 and 2

105 CMR 451.123\* Maintenance: Light shields rusted

105 CMR 451.123\* Maintenance: Floor surface damaged at entrance

105 CMR 451.123\* Maintenance: Partition paint damaged in shower # 6-10

105 CMR 451.123\* Maintenance: Walls dirty in shower # 6 and 10

*Dorms*

105 CMR 451.322\* Cell Size: Inadequate floor space in all dorms

105 CMR 451.353 Interior Maintenance: Floor tiles missing in dorm # 142

**2nd Floor Medical Room**

 No Violations Noted

**2 West**

*Staff Bathroom*

 No Violations Noted

*Storage*

 No Violations Noted

*Mechanical Room*

105 CMR 451.350\* Structural Maintenance: Ceiling leaking

105 CMR 451.353\* Interior Maintenance: Floor surface damaged

*Offices*

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

*Classroom*

 No Violations Noted

*Main Area*

105 CMR 451.353\* Interior Maintenance: Baseboard damaged

105 CMR 451.353\* Interior Maintenance: Wall paint damaged

*Janitor’s Closet*

105 CMR 451.353\* Interior Maintenance: Ceiling paint damaged

*Bathroom 1 (right side)*

105 CMR 451.123\* Maintenance: Partition paint damaged in shower # 1

105 CMR 451.123\* Maintenance: Soap dispensers rusted

105 CMR 451.123\* Maintenance: Walls dirty in shower # 1 and 2

105 CMR 451.123\* Maintenance: Floor dirty in shower # 1 and 2

105 CMR 451.123\* Maintenance: Light shields rusted

105 CMR 451.130\* Plumbing: Plumbing not maintained in good repair, handwash sink # 7 running continuously

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, handwash sink # 1 running continuously

105 CMR 451.123 Maintenance: Partition paint damaged in shower # 2, 3, 4, and 5

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, cold water control missing at handwash sink # 7

105 CMR 451.123 Maintenance: Floor epoxy damaged at entrance

*Bathroom 2 (left side)*

105 CMR 451.123\* Maintenance: Partition paint damaged in shower # 8, 9, and 10

105 CMR 451.123 Maintenance: Partition paint damaged in shower # 6 and 7

105 CMR 451.123\* Maintenance: Soap dispensers rusted

105 CMR 451.123 Maintenance: Walls dirty in shower # 8 and 9

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, urinal # 1 out-of-order

105 CMR 451.130\* Plumbing: Plumbing not maintained in good repair, handwash sink # 8 running continuously

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, hot water control missing on handwash sink # 12 and 14

105 CMR 451.123 Maintenance: Wall vent paint damaged

105 CMR 451.123 Maintenance: Wall surface damaged

*Dorms*

105 CMR 451.322\* Cell Size: Inadequate floor space in all dorms

105 CMR 451.353\* Interior Maintenance: Wall paint damaged in dorm hallway

105 CMR 451.353\* Interior Maintenance: Mold growth observed on walls in dorm hallway

105 CMR 451.353\* Interior Maintenance: Door handle damaged in dorm # 208

**2 East**

*Law Library*

 No Violations Noted

*Staff Bathroom*

 No Violations Noted

*Storage*

105 CMR 451.353 Interior Maintenance: Floor surface damaged

*Offices*

 No Violations Noted

*Classroom*

 No Violations Noted

*Main Area*

105 CMR 451.353\* Interior Maintenance: Floor tiles damaged

*Janitor’s Closet*

 No Violations Noted

*Bathroom 1 (right side)*

105 CMR 451.117\* Toilet Fixtures: Toilet fixture dirty at urinal

105 CMR 451.123\* Maintenance: Walls dirty in shower # 1 and 2

105 CMR 451.350 Structural Maintenance: Window cracked on door

105 CMR 451.117 Toilet Fixtures: Toilet fixture dirty at toilet # 1

*Bathroom 2 (left side)*

105 CMR 451.117\* Toilet Fixtures: Toilet fixtures dirty at urinal # 1 and 2

*Dorms*

105 CMR 451.322\* Cell Size: Inadequate floor space in all dorms

**Training Area**

105 CMR 451.353\* Interior Maintenance: Ceiling tiles missing and damaged

*Storage Closet # 039*

 No Violations Noted

*Staff Bathroom # 038*

 No Violations Noted

*Staff Bathroom # 037*

 No Violations Noted

**Mods Intake Area**

*Bathroom # 030*

 No Violations Noted

*Bathroom # 027*

 No Violations Noted

*Janitor’s Closet*

 No Violations Noted

**Observations and Recommendations**

1. The inmate population was 171 at the time of inspection.
2. Throughout the facility, bathrooms and shower areas were observed to be poorly maintained resulting in unsanitary conditions. The CSP is concerned with the increased risk of disease transmission with the high number of inmates being exposed to such unsanitary conditions. We recommend ensuring all bathroom and shower areas are finished with smooth and easily cleanable surfaces as well as developing a higher frequency shower cleaning policy.

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 or download a copy, please visit the Food Protection website at [www.mass.gov/dph/fpp](http://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](http://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,

 Patrick Wallace

 Environmental Health Inspector, CSP, BCEH