

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. BAKERGovernorKARYN E. POLITOLieutenant Governor  |

April 25, 2017

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 Modular Building, 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 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 Modular Building on March 31, 2017 accompanied by Michael Moreira, Fire and Safety Officer. Violations noted during the inspection are listed below including 9 repeat violations:

**HEALTH AND SAFETY VIOLATIONS**

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

**Modular Building**

**Modular Kitchen**

FC 6-201.16(A)\* Design, Construction, and Installation; Cleanability: Walls not easily cleanable, paint peeling in several areas

**1 West**

*Staff Bathroom*

 No Violations Noted

*Classroom*

 No Violations Noted

*Main Area*

 No Violations Noted

*Laundry*

 No Violations Noted

*Janitor’s Closet*

 No Violations Noted

*Bathroom 1 (right side)*

105 CMR 451.123 Maintenance: Wall dirty in shower # 2, 4, and 5

105 CMR 451.123 Maintenance: Wall paint peeling in shower # 2, 3, 4, and 5

*Bathroom 2 (left side)*

105 CMR 451.123 Maintenance: Wall dirty in shower # 2 and 5

105 CMR 451.123 Maintenance: Wall paint peeling in shower # 2

*Dorms*

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

**1 East**

*Laundry*

 No Violations Noted

*Storage*

 No Violations Noted

*Staff Bathroom*

105 CMR 451.123 Maintenance: Wall dirty

*Main Area*

 No Violations Noted

*Janitor’s Closet*

 No Violations Noted

*Bathroom 1 (right side)*

105 CMR 451.123 Maintenance: Shower generally dirty in shower # 3, 4, and 5

*Bathroom 2 (left side)*

105 CMR 451.123 Maintenance: Shower generally dirty in shower # 3

*Dorms*

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

**2 West**

*Staff Bathroom*

 No Violations Noted

*Classroom*

 No Violations Noted

*Storage*

 No Violations Noted

*Main Area*

 No Violations Noted

*Janitor’s Closet*

105 CMR 451.353 Interior Maintenance: Ceiling paint peeling

*Bathroom 1 (right side)*

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, toilet # 5 out-of-order

105 CMR 451.123 Maintenance: Wall dirty in shower # 2

*Bathroom 2 (left side)*

105 CMR 451.123 Maintenance: Floor dirty around toilets

105 CMR 451.123 Maintenance: Floor drain clogged in shower # 1

105 CMR 451.123 Maintenance: Wall paint peeling in shower # 2 and 3

*Dorms*

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

**2 East**

*Law Library*

105 CMR 451.353\* Interior Maintenance: Floor damaged

*Staff Bathroom*

 No Violations Noted

*Classroom*

 No Violations Noted

*Storage*

105 CMR 451.353 Interior Maintenance: Mold on ventilation ducting

*Main Area*

105 CMR 451.353\* Interior Maintenance: Wall paint peeling

*Janitor’s Closet*

105 CMR 451.353\* Interior Maintenance: Ceiling paint peeling

*Bathroom 1 (right side)*

105 CMR 451.123\* Maintenance: Floor dirty around toilets

*Bathroom 2 (left side)*

105 CMR 451.123 Maintenance: Wall vent dusty

105 CMR 451.123 Maintenance: Wall dirty in shower # 3, 4, and 5

105 CMR 451.123 Maintenance: Mold on ceiling in shower # 5

*Dorms*

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

**Training Area**

*Storage Closet*

 No Violations Noted

*Inmate Bathroom*

 No Violations Noted

*Staff Bathroom*

105 CMR 451.123 Maintenance: Ceiling vent dusty

*Break Area*

 No Violations Noted

**Mods Intake Area**

*Bathroom # 1*

 No Violations Noted

*Bathroom # 2*

 No Violations Noted

*Janitor’s Closet*

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

**Observations and Recommendations**

1. The inmate population was 335 at the time of inspection.
2. At the time of inspection:
	1. The Department found many toilet and shower stalls without any identification system. 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; and
	2. An inmate inquired about receiving access to the area behind the large wall air vent inside his dorm in order to clean dust and dirt. The Department recommended that the facility’s maintenance department assist the cleaners access the requested area to clean regularly in all dorms within each unit.

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/~dms/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

Timothy Miley, Director of Government Affairs

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

 Thomas Turco, Commissioner, DOC

Steven Sousa, Superintendent

 Andrew Mitzan, Lieutenant, EHSO

Christopher Michaud, RS, Health Director, Dartmouth Board of Health

 Clerk, Massachusetts House of Representatives

 Clerk, Massachusetts Senate

 Daniel Bennett, Secretary, EOPSS

Jennifer Gaffney, Director, Policy Development and Compliance Unit