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January 9, 2025

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:

The Massachusetts Department of Public Health (Department) Division of Environmental Health Regulations and Standards (EHRS) conducted an inspection of the Bristol County Modular Building on September 25, 2024, accompanied by Lieutenant Andrew Mitzan, Environmental Health and Safety Officer, in accordance with Department regulations 105 CMR 451.000: Minimum Health and Sanitation Standards and Inspection Procedures for Correctional Facilities.

The inspection identified 120 total deficiencies: 43 new deficiencies under the Required Standards (.100 and .200 series), 37 repeat deficiencies under the Required Standards, 18 new deficiencies under the Recommended Standards (.300 series), and 22 repeat deficiencies under the Recommended Standards.

**Overview**

**Section 1** provides details of all deficiencies, including repeat deficiencies, found during the inspection. These are categorized by Required Standards, Recommended Standards, or additional applicable regulatory standards.

**Section 2** provides information on areas that EHRS found to be compliant.

**Section 3** documents the areas that EHRS did not inspect.

**Section 4** provides information on submitting a Plan of Correction for the identified deficiencies.

**Section 5** outlines observations and recommendations related to the inspection.

**SECTION 1: Health and Safety Violations**

**Deficiencies under the Required Standards (.100 and .200 series)**

A total of 43 new deficiencies and 38 repeat deficiencies (indicated by an \*) were found during the inspection:

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| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| 1. 1 West | Staff Bathroom | | 105 CMR 451.123 | | Maintenance: Ceiling vent dusty | | | |
| 1. 1 West | Bathroom 1 (Right side) | | 105 CMR 451.130 | | Plumbing: Plumbing not maintained in good repair, handwash sink #7 out-of-order | | | |
| 1. 1 West | Bathroom 1 (Right side) | | 105 CMR 451.117\* | | Toilet Fixtures: Toilet fixtures dirty at urinal | | | |
| 1. 1 West | Bathroom 2 (Left side) | | 105 CMR 451.123\* | | Maintenance: Floor epoxy damaged under toilet #5 | | | |
| 1. 1 West | Bathroom 2 (Left side) | | 105 CMR 451.117\* | | Toilet Fixtures: Toilet fixtures dirty at urinal #1 and 2 | | | |
| 1. 1 East | Staff Bathroom | | 105 CMR 451.110(A) | | Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink | | | |
| 1. 1 East | Bathroom 1 (Right side) | | 105 CMR 451.123 | | Maintenance: Floor dirty | | | |
| 1. 1 East | Bathroom 1 (Right side) | | 105 CMR 451.126 | | Hot Water for Bathing and Hygiene: No hot water supplied to handwash sink #4 | | | |
| 1. 1 East | Bathroom 1 (Right side) | | 105 CMR 451.130 | | Plumbing: Plumbing not maintained in good repair, handwash sink #1 leaking | | | |
| 1. 1 East | Bathroom 1 (Right side) | | 105 CMR 451.117\* | | Toilet Fixtures: Toilet fixtures dirty at urinal | | | |
| 1. 1 East | Bathroom 1 (Right side) | | 105 CMR 451.123\* | | Maintenance: Floor epoxy damaged | | | |
| 1. 1 East | Bathroom 1 (Right side) | | 105 CMR 451.123\* | | Maintenance: Walls dirty in shower #1 | | | |
| 1. 1 East | Bathroom 2 (Left side) | | 105 CMR 451.123 | | Maintenance: Walls dirty in shower # 7, 8, and 9 | | | |
| 1. 1 East | Bathroom 2 (Left side) | | 105 CMR 451.123 | | Maintenance: Wall vent dusty | | | |
| 1. 1 East | Bathroom 2 (Left side) | | 105 CMR 451.130 | | Plumbing: Plumbing not maintained in good repair, floor drain clogged in shower #6 | | | |
| 1. 1 East | Bathroom 2 (Left side) | | 105 CMR 451.117\* | | Toilet Fixtures: Toilet fixtures dirty at urinal # 1 and 2 | | | |
| 1. 1 East | Bathroom 2 (Left side) | | 105 CMR 451.123\* | | Maintenance: Light shields rusted | | | |
| 1. 1 East | Bathroom 2 (Left side) | | 105 CMR 451.123\* | | Maintenance: Floor surface damaged at entrance | | | |
| 1. 1 East | Bathroom 2 (Left side) | | 105 CMR 451.123\* | | Maintenance: Partition paint damaged in shower # 6, 7, 8, 9, and 10 | | | |
| 1. 1 East | Bathroom 2 (Left side) | | 105 CMR 451.123\* | | Maintenance: Walls dirty in shower # 6 and 10 | | | |
| 1. 2 West | Staff Bathroom | | 105 CMR 451.123 | | Maintenance: Ceiling vent dusty | | | |
| 1. 2 West | Bathroom 1 (Right side) | | 105 CMR 451.123 | | Maintenance: Floor dirty in shower # 3 and 4 | | | |
| 1. 2 West | Bathroom 1 (right side) | | 105 CMR 451.123 | | Maintenance: Partition paint damaged in shower # 1 | | | |
| 1. 2 West | Bathroom 1 (right side) | | 105 CMR 451.123 | | Maintenance: Soap scum on walls in shower # 1, 2, 3, and 4 | | | |
| 1. 2 West | Bathroom 1 (right side) | | 105 CMR 451.123 | | Maintenance: Mold on walls in shower # 1, 2, 3, and 4 | | | |
| 1. 2 West | Bathroom 1 (right side) | | 105 CMR 451.123 | | Maintenance: Mold on floor in shower # 1, 2, 3, and 4 | | | |
| 1. 2 West | Bathroom 1 (right side) | | 105 CMR 451.130 | | Plumbing: Plumbing not maintained in good repair, control damaged on handwash sink # 5 and 7 | | | |
| 1. 2 West | Bathroom 1 (right side) | | 105 CMR 451.123 | | Maintenance: Soap dispenser damaged | | | |
| 1. 2 West | Bathroom 1 (right side) | | 105 CMR 451.130 | | Plumbing: Plumbing not maintained in good repair, floor drain clogged in shower #1 | | | |
| 1. 2 West | Bathroom 1 (Right side) | | 105 CMR 451.123\* | | Maintenance: Partition paint damaged in shower # 1 | | | |
| 1. 2 West | Bathroom 1 (Right side) | | 105 CMR 451.123\* | | Maintenance: Walls dirty in shower # 1 and 2 | | | |
| 1. 2 West | Bathroom 1 (Right side) | | 105 CMR 451.123\* | | Maintenance: Floor dirty in shower # 1 and 2 | | | |
| 1. 2 West | Bathroom 1 (Right side) | | 105 CMR 451.130\* | | Plumbing: Plumbing not maintained in good repair, handwash sink #7 running continuously | | | |
| 1. 2 West | Bathroom 1 (Right side) | | 105 CMR 451.123\* | | Maintenance: Light shields rusted | | | |
| 1. 2 West | Bathroom 1 (right side) | | 105 CMR 451.123\* | | Maintenance: Partition paint damaged in shower # 2, 3, 4, and 5 | | | |
| 1. 2 West | Bathroom 1 (right side) | | 105 CMR 451.123\* | | Maintenance: Floor epoxy damaged at entrance | | | |
| 1. 2 West | Bathroom 2 (left side) | | 105 CMR 451.130 | | Plumbing: Plumbing not maintained in good repair, urinal #1 not flushing appropriately | | | |
| 1. 2 West | Bathroom 2 (left side) | | 105 CMR 451.123 | | Maintenance: Floor dirty in shower # 8, 9, and 10 | | | |
| 1. 2 West | Bathroom 2 (left side) | | 105 CMR 451.123\* | | Maintenance: Walls dirty in shower # 8 and 9 | | | |
| 1. 2 West | Bathroom 2 (left side) | | 105 CMR 451.123\* | | Maintenance: Wall vent paint damaged | | | |
| 1. 2 West | Bathroom 2 (left side) | | 105 CMR 451.123\* | | Maintenance: Wall surface damaged in several areas | | | |
| 1. 2 East | Staff Bathroom | | 105 CMR 451.110(A) | | Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink | | | |
| 1. 2 East | Offices | | 105 CMR 451.200 | | Food Storage, Preparation and Service: Food storage/preparation/service not in compliance with 105 CMR 590.000, interior of microwave oven dirty | | | |
| 1. 2 East | Offices | | 105 CMR 451.200 | | Food Storage, Preparation and Service: Food storage/preparation/service not in compliance with 105 CMR 590.000, single-use plastic utensils left uncovered and open to contamination | | | |
| 1. 2 East | Bathroom 1 (right side) | | 105 CMR 451.117\* | | Toilet Fixtures: Toilet fixtures dirty at urinal | | | |
| 1. 2 East | Bathroom 2 (left side) | | 105 CMR 451.117\* | | Toilet Fixtures: Toilet fixtures dirty at urinal # 1 and 2 | | | |
| 1. Training Area | Staff Bathroom # 038 | | 105 CMR 451.117 | | Toilet Fixtures: Toilet fixtures dirty | | | |
| 1. Training Area | Staff Bathroom # 037 | | 105 CMR 451.117 | | Toilet Fixtures: Toilet fixtures dirty | | | |
| 1. Training Area | Staff Bathroom # 037 | | 105 CMR 451.110(A) | | Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink | | | |
| 1. Modular Kitchen | Walk-In Freezer | | 105 CMR 451.200 | | Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary; ice observed on food packaging. Standard found in 105 CMR 590; FC 6-501.12(A). | Corrected on-site |
| 1. Modular Kitchen | Traulsen Refrigerators | | 105 CMR 451.200 | | Sources, Specifications; Specifications for Receiving: Food packaged not in good condition, damaged packages observed in right side refrigerator (PF). Standard found in 105 CMR 590; FC 3-202.15. | Corrected on-site |
| 1. Modular Kitchen | | Traulsen Refrigerators | | 105 CMR 451.200\* | Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary, gaskets dirty on left and right-side refrigerator. Standard found in 105 CMR 590; FC 6-501.12(A). | | |

**Deficiencies under the Recommended Standards (.300 series)**

A total of 18 new deficiencies and 21 repeat deficiencies (indicated by an \*) were found during the inspection:

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| 1. 1 West | Storage Room | 105 CMR 451.353 | Interior Maintenance: Mold observed on ceiling |
| 1. 1 West | Storage Room | 105 CMR 451.353\* | Interior Maintenance: Floor paint damaged |
| 1. 1 West | Main Area | 105 CMR 451.353 | Interior Maintenance: Floor tiles damaged outside laundry room |
| 1. 1 West | Main Area | 105 CMR 451.350\* | Structural Maintenance: Window cracked on door to dorm hallway |
| 1. 1 West | Janitor's Closet | 105 CMR 451.353 | Interior Maintenance: Unlabeled chemical bottle |
| 1. 1 West | Dorms | 105 CMR 451.322\* | Cell Size: Inadequate floor space in all dorms |
| 1. 1 East | Storage | 105 CMR 451.353 | Interior Maintenance: Mold on walls |
| 1. 1 East | Janitor's Closet | 105 CMR 451.353 | Interior Maintenance: Ceiling damaged |
| 1. 1 East | Storage Room | 105 CMR 451.353\* | Interior Maintenance: Wall pain damaged |
| 1. 1 East | Storage Room | 105 CMR 451.353\* | Interior Maintenance: Floor paint damaged |
| 1. 1 East | Dorms | 105 CMR 451.322\* | Cell Size: Inadequate floor space in all dorms |
| 1. 1 East | Dorms | 105 CMR 451.353 | Interior Maintenance: Floor tiles missing in dorm #146 |
| 1. 2nd Floor | Entire Floor | 105 CMR 451.353 | Interior Maintenance: Floor tiles damaged |
| 1. 2nd Floor | Entire Floor | 105 CMR 451.353 | Interior Maintenance: Ceiling paint damaged |
| 1. 2nd Floor | Entire Floor | 105 CMR 451.353 | Interior Maintenance: Wall paint damaged |
| 1. 2nd Floor Medical Room | | 105 CMR 451.353 | Interior Maintenance: Floor surface damaged |
| 1. 2 West | Main Area | 105 CMR 451.353 | Interior Maintenance: Floor tiles damaged |
| 1. 2 West | Main Area | 105 CMR 451.353 | Interior Maintenance: Chair upholstery damaged at officer's station |
| 1. 2 West | Main Area | 105 CMR 451.353\* | Interior Maintenance: Baseboard damaged |
| 1. 2 West | Main Area | 105 CMR 451.353\* | Interior Maintenance: Wall paint damaged |
| 1. 2 West | Mechanical Room | 105 CMR 451.353 | Interior Maintenance: Wall surface damaged |
| 1. 2 West | Mechanical Room | 105 CMR 451.350\* | Structural Maintenance: Ceiling leaking |
| 1. 2 West | Mechanical Room | 105 CMR 451.353\* | Interior Maintenance: Floor surface damaged |
| 1. 2 West | Office Area | 105 CMR 451.353\* | Interior Maintenance: Ceiling tiles water stained |
| 1. 2 West | Janitor's Closet | 105 CMR 451.353 | Interior Maintenance: Unlabeled chemical bottle |
| 1. 2 West | Janitor's Closet | 105 CMR 451.353 | Interior Maintenance: Wet mop stored in bucket |
| 1. 2 West | Janitor's Closet | 105 CMR 451.353\* | Interior Maintenance: Ceiling paint damaged |
| 1. 2 West | Dorms | 105 CMR 451.321\* | Cell Size: Inadequate floor space in all dorms |
| 1. 2 West | Dorms | 105 CMR 451.353\* | Interior Maintenance: Wall paint damaged in dorm hallway |
| 1. 2 West | Dorms | 105 CMR 451.353\* | Interior Maintenance: Mold observed on walls in dorm hallway |
| 1. 2 West | Dorms | 105 CMR 451.353\* | Interior Maintenance: Door handle damaged in dorm # 208 |
| 1. 2 East | Entrance | 105 CMR 451.353 | Interior Maintenance: Floor tiles damaged at entrance |
| 1. 2 East | Storage | 105 CMR 451.353 | Interior Maintenance: Mold on duct work |
| 1. 2 East | Storage | 105 CMR 451.353\* | Interior Maintenance: Floor surface damaged |
| 1. 2 East | Main Area | 105 CMR 451.353\* | Interior Maintenance: Floor tiles damaged |
| 1. 2 East | Main Area | 105 CMR 451.353 | Interior Maintenance: Water fountain rusted |
| 1. 2 East | Bathroom 1 (right side) | 105 CMR 451.350\* | Structural Maintenance: Window cracked on door |
| 1. 2 East | Dorms | 105 CMR 451.322\* | Cell Size: Inadequate floor space in all dorms |
| 1. Training Area |  | 105 CMR 451.353\* | Interior Maintenance: ceiling tiles missing and damaged |

**SECTION 2: Areas Found to be in Compliance**

EHRS inspected 21 additional areas of the facility which were found to be in compliance.

**Section 3: Areas EHRS did not inspect**

EHRS did not inspect 2 areas of the facility because they were either in use, locked, or under construction.

|  |  |
| --- | --- |
| Modular Kitchen Staff Bathroom #013 | Unable to Inspect – Not Used |
| Modular Kitchen Staff Bathroom #011 | Unable to Inspect – Not Used |

**SECTION 4: Plan of Correction**

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. The Plan of Correction must include:

1. Specific corrective steps to be taken
2. A timetable for the corrective actions for lager projects
3. The date by which correction will be achieved
4. Any interim measures being implemented to ensure the health and safety of incarcerated individuals and facility staff
5. The plan should be signed by the Superintendent or Administrator and submitted to my attention, at the address listed above.

**SECTION 4: Observations and Recommendations**

1. The inmate population was 227 at the time of inspection.
2. Throughout the facility, bathrooms and shower areas were observed to be poorly maintained resulting in unsanitary conditions. Of particular concern is the excessive amount of mold growth observed in the showers in 2 West unit. EHRS 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.

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" [105 CMR 451.000](https://www.mass.gov/regulations/105-CMR-45100-minimum-health-and-sanitation-standards-and-inspection-procedures-for-correctional-facilities) is available in both PDF and RTF formats. For more specific information about the food standards, you can download the merged food code, which can be found [here](https://www.mass.gov/doc/merged-food-code-111618/download).

An inspection may also include observations of other conditions which could constitute a threat to the health or safety of inmates or employees, including but not limited to the standards set forth by the Department as follows, and report on such pursuant to 451.402(B). You can use these links below to review these standards:

* [105 CMR 205.000](https://www.mass.gov/regulations/105-CMR-20500-minimum-standards-governing-medical-records-and-the-conduct-of-physical-examinations-in-correctional-facilities?_gl=1*ws80pz*_ga*MTk5MDEyMzUyMi4xNjM1NDMwMjU1*_ga_MCLPEGW7WM*MTczNDY0MDg3Mi4yNzguMS4xNzM0NjQxNDE3LjAuMC4w): Minimum Standards Governing Medical Records and Conduct of Physical Examinations in Correctional Facilities
* [105 CMR 480.000](https://www.mass.gov/regulations/105-CMR-48000-minimum-requirements-for-the-management-of-medical-or-biological-waste-state-sanitary-code-chapter-viii?_gl=1*c27utb*_ga*MTk5MDEyMzUyMi4xNjM1NDMwMjU1*_ga_MCLPEGW7WM*MTczNDY0MDg3Mi4yNzguMS4xNzM0NjQxNDQ5LjAuMC4w): Minimum requirements for the Management of Medical or Biological Waste
* [105 CMR 500.000](https://www.mass.gov/regulations/105-CMR-50000-good-manufacturing-practices-for-food?_gl=1*ow2nps*_ga*MTk5MDEyMzUyMi4xNjM1NDMwMjU1*_ga_MCLPEGW7WM*MTczNDY0MDg3Mi4yNzguMS4xNzM0NjQxNDg3LjAuMC4w): Good Manufacturing Practices for Food

This inspection report is true and accurate to the best of my knowledge.

Sincerely,

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Patrick Wallace

Environmental Health Inspector, EHRS, BCEH