

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

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| CHARLES D. BAKERGovernorKARYN E. POLITOLieutenant Governor  |

February 11, 2020

Pamela MacEachern, Superintendent

MASAC in Plymouth

Myles Standish State Forest

Plymouth, MA 02360 (electronic copy)

Re: Facility Inspection – MASAC in Plymouth, Carver

Dear Superintendent MacEachern:

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; the Department’s Community Sanitation Program (CSP) conducted an inspection of the MASAC in Plymouth on January 30, 2020 accompanied by Dave Dufresne, Environmental Health and Safety Officer; Kurt DeMoura, Director of Security; and Patrick Wallace, Community Sanitation Program. Violations noted during the inspection are listed below including 50 violations:

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

 Sincerely,

 

 Nicholas Gale

 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 (electronic copy)

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

Thomas Turco, Secretary, EOPSS (electronic copy)

Timothy Gotovich, Acting Director, Policy Development and Compliance Unit (electronic copy)

Dave Dufresne, EHSO (electronic copy)

Kurt DeMoura, Director of Security (electronic copy)

Michelle Roberts, MA, CHO, Health Director, Plymouth Health Department (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*)

**Exterior Trailer – Substance Abuse Office**

105 CMR 451.109\* Toilet and Handwash Facilities: Toilet and handwash facilities not adequately and conveniently located

105 CMR 451.353\* Interior Maintenance: Floor surface not easily cleanable, plywood material

**Central Control**

*Lobby*

 No Violations Noted

*Operations Area*

105 CMR 451.350 Structural Maintenance: Exterior door not rodent and weathertight

*Break Room*

 No Violations Noted

*Staff Bathroom*

105 CMR 451.123\* Maintenance: Baseboard damaged

*Search Bathroom*

 No Violations Noted

*Medication Room*

 No Violations Noted

*Medical Office*

105 CMR 451.353 Interior Maintenance: Radiator damaged

*Medical Treatment Room*

105 CMR 451.109\* Toilet and Handwash Facilities: Toilet and handwash facilities not adequately and conveniently located

*Lieutenant’s Office*

 No Violations Noted

**A Dorm**

*Hallway*

 No Violations Noted

*Staff Break Room*

 No Violations Noted

*Meeting Room # 125*

105 CMR 451.353 Interior Maintenance: Radiator damaged

*Storage Room # 126*

105 CMR 451.353 Interior Maintenance: Radiator damaged

*Day Room 1*

105 CMR 451.353\* Interior Maintenance: Radiator damaged

*Day Room 2*

105 CMR 451.353 Interior Maintenance: Radiator damaged

*Bathroom Area*

105 CMR 451.130\* Plumbing: Plumbing not maintained in good repair, backflow preventer damaged at slop sink

105 CMR 451.123\* Maintenance: Floor tiles damaged around floor drain near toilets

105 CMR 451.110(A)\* Hygiene Supplies at Toilet and Handwash Sink: No soap at any handwash sinks

105 CMR 451.123 Maintenance: Floor tiles damaged at the entrance of bathroom

105 CMR 451.123 Maintenance: Handwash sink # 2 dirty

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

105 CMR 451.126 Hot Water: Hot water temperature recorded at 900F at handwash sink # 8

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

*Shower Area*

105 CMR 451.123\* Maintenance: Wall tile damaged in shower # 1 and 5

105 CMR 451.123 Maintenance: Wall tile damaged in shower # 4 and 6

105 CMR 451.123\* Maintenance: Grout dirty in shower # 4

105 CMR 451.123 Maintenance: Ceiling tile damaged in shower # 5

105 CMR 451.123 Maintenance: Floor tiles damaged in shower # 6

105 CMR 451.123 Maintenance: Floor drain cover loose in shower # 5

105 CMR 451.123 Maintenance: Blue substance on walls and floors in shower # 4

105 CMR 451.123 Maintenance: Floor dirty in shower # 4

105 CMR 451.123 Maintenance: Floor tiles damaged outside showers

105 CMR 451.123 Maintenance: Wall tile damaged outside shower # 8

*Toxic/Caustic Closet*

105 CMR 451.353\* Interior Maintenance: Radiator damaged

105 CMR 451.353\* Interior Maintenance: Wet mop stored in bucket

*Bunks*

105 CMR 451.320\* Cell Size: Inadequate floor space, all cells double bunked

105 CMR 451.103\* Mattresses: Mattress damaged in cell # 116

105 CMR 451.353\* Interior Maintenance: Radiator damaged in cell # 111, 120, and 123

105 CMR 451.353 Interior Maintenance: Radiator damaged in cell # 112, 127, 139, and 140

105 CMR 451.353 Interior Maintenance: Ceiling paint damaged in cell # 103

105 CMR 451.353 Interior Maintenance: Wall surface damaged in cell # 110 and 149

105 CMR 451.353 Interior Maintenance: Baseboard damaged in cell # 138

105 CMR 451.353 Interior Maintenance: Window does not close properly in cell # 147

**B Dorm**

105 CMR 451.353 Interior Maintenance: Floor tiles damaged in hallway between A Dorm and B Dorm

*Break Room*

 No Violations Noted

*Hallway*

105 CMR 451.353 Interior Maintenance: Floor tiles damaged

*Meeting Room # 201*

105 CMR 451.353 Interior Maintenance: Radiator damaged

*Storage Room # 202*

 No Violations Noted

*Day Room # 249*

105 CMR 451.353\* Interior Maintenance: Radiator damaged

*Toxic/Caustic Room*

105 CMR 451.353 Interior Maintenance: Floor tiles damaged

*Bathroom Area*

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

105 CMR 451.123 Maintenance: Slop sink dirty, blue substance coating sink

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, handwash sink # 4 not draining properly

*Shower Area*

105 CMR 451.123\* Maintenance: Wall tiles damaged in shower # 3 and 6

105 CMR 451.123 Maintenance: Ceiling surface damaged in shower # 1

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower # 1 and 6 out-of-order

105 CMR 451.123 Maintenance: Mold on ceiling in shower area

105 CMR 451.124 Water Supply: Insufficient water supply in quantity and pressure in shower # 5

*Bunks*

105 CMR 451.320\* Cell Size: Inadequate floor space, all cells double bunked

105 CMR 451.353 Interior Maintenance: Radiator damaged in cell # 202

105 CMR 451.353 Interior Maintenance: Wall paint damaged in cell # 207, 213, 217, and 222

105 CMR 451.353 Interior Maintenance: Baseboard damaged in cell # 211

105 CMR 451.353 Interior Maintenance: Floor tiles damaged in cell # 220

**C Dorm**

**West Wing**

*Hallway*

105 CMR 451.353 Interior Maintenance: Floor tiles damaged

*Staff Male Bathroom*105 CMR 451.123 Maintenance: Ceiling vent dusty

105 CMR 451.126 Hot Water: Hot water temperature recorded at 1520F at handwash sink

*Staff Female Bathroom*

Unable to Inspect – In Use

*Laundry Room*

105 CMR 451.353\* Interior Maintenance: Floor drain cover missing

105 CMR 451.353 Interior Maintenance: Light shield missing

*Inmate Bathroom*

105 CMR 451.110(A)\* Hygiene Supplies at Toilet and Handwash Sink: No soap at handwash sinks

105 CMR 451.123 Maintenance: Sink countertop damaged

105 CMR 451.123 Maintenance: Multiple toilet stall partitions rusted

105 CMR 451.123 Maintenance: Wall paint damaged in all toilet stalls

*Showers*

105 CMR 451.123\* Maintenance: Mold on ceiling outside shower area

105 CMR 451.123 Maintenance: Floor drain cover missing in all showers

105 CMR 451.130\* Plumbing: Plumbing not maintained in good repair, shower # 9 leaking

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower # 3 leaking

105 CMR 451.123 Maintenance: Floor dirty, blue substance coating floor in all showers

105 CMR 451.126 Hot Water: Hot water temperature recorded at 510F in shower # 1

*Bathroom Toxic/Caustic Closet*

 No Violations Noted

*Cells*

105 CMR 451.320\* Cell Size: Inadequate floor space, all cells double bunked

105 CMR 451.141 Screens: Window screens do not cover the entire window in all cells

105 CMR 451.353 Interior Maintenance: Wall surface damaged in cell # 308

105 CMR 451.353 Interior Maintenance: Wall paint damaged in cell # 301, 306, and 321

105 CMR 451.353 Interior Maintenance: Floor tile damaged in cell # 302

**North Hallway**

*Holding Cells # 327, 329, and 330*

105 CMR 451.353\* Interior Maintenance: Floor tiles damaged in cell # 330

*Laundry # 328*

 No Violations Noted

*Break Room # 332*

 No Violations Noted

*Blood Lab/Admissions*

 No Violations Noted

*Booking Office*

 No Violations Noted

*Body Scanning Room*

 No Violations Noted

*Male Staff Bathroom*

105 CMR 451.123\* Maintenance: Window screen missing

*Female Staff Bathroom*

105 CMR 451.123\* Maintenance: Window screen missing

*Watch Cells # 1-4*

 No Violations Noted

**HSU**

*Medication Room*

105 CMR 451.109\* Toilet and Handwash Facilities: Toilet and handwash facilities not adequately and conveniently located

105 CMR 480.500(B) Procedures; Records; Record-Keeping Log: Generator did not maintain a record-keeping log for waste sent off-site for treatment, missing entry

105 CMR 480.500(H) Procedures; Records; Record-Keeping Log: Generator did not maintain copies of shipping papers and tracking forms with record keeping log for at least 375 days, missing shipping paper for shipment on 10/3/2019

*Nursing Station*

 No Violations Noted

*Medical Records*

 No Violations Noted

*Director of Nursing Office*

 No Violations Noted

*Lab/Exam Room (Intake)*

 No Violations Noted

*Lab/Exam Room (Discharge)*

 No Violations Noted

**Ward Room**

*Doctor’s Office*

 No Violations Noted

*Shower Room (Handicapped)*

105 CMR 451.123\* Maintenance: Shower # 2 leaking

105 CMR 451.123 Maintenance: Shower dirty, blue substance on walls and floors in shower # 1 and 2

105 CMR 451.123 Maintenance: Floor dirty in shower # 2

*Ward Bathroom # 1*

 No Violations Noted

*Ward Bathroom # 2*

 No Violations Noted

**Classification Area**

 Unable to Inspect – Under Construction

**Food Service**

The following Food Code violations listed in **BOLD** were observed to be corrected on-site.

*Dining Room*

 No Violations Noted

*Inmate Bathroom*

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

*Visitor’s Bathroom*

105 CMR 451.123 Maintenance: Faucet loose

**Kitchen**

FC 2-402.11\* Hygienic Practices; Hair Restraints: Food service personnel not wearing appropriate hair restraints, beard guards/hair restraints missing

FC 2-401.11(A) Hygienic Practices Food Contamination Prevention: Food service personnel eating in an inappropriate area

*Stove Area*

 No Violations Noted

*Kettles*

 No Violations Noted

*Toxic/Caustic Room*

 No Violations Noted

*Toxic/Caustic Area*

FC 6-202.15(A)(3) Design, Construction, and Installation; Functionality: Exterior door not self-closing or tight-fitting, not weathertight

*Officer’s Room*

 No Violations Noted

*Walk-In Refrigerator*

**FC 6-501.12(A) Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not cleaned as often as necessary, standing water on floor**

*Walk-In Freezer*

 No Violations Noted

*Dry Storage*

 No Violations Noted

*Handwash Sink (near Dry Storage)*

 No Violations Noted

*2-Compartment Sink Area*

 No Violations Noted

*3-Compartment Sink Area*

FC 5-205.15(B) Plumbing System; Operation and Maintenance: Plumbing system not maintained in good repair, right faucet leaking

*Dishwasher Machine Area*

FC 4-901.11(A)\* Protection of Clean Items, Drying: Clean and sanitized equipment and trays not allowed to air dry fully

FC 4-602.11(E)(4)(b)\* Cleaning of Equipment and Utensils, Frequency: Accumulation of mold observed on interior surfaces of ice machine

**Exterior Buildings**

**Morton Building**

*Main Area*

105 CMR 451.350 Structural Maintenance: Large garage door not rodent and weathertight

*Freezer # 1*

 No Violations Noted

*Freezer # 2*

 No Violations Noted

**Bunk House # 25**

*Sleeping Area*

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

*Bathroom*

105 CMR 451.126 Hot Water: Hot water temperature recorded at 1360F

105 CMR 451.123 Maintenance: Wall behind sink damaged

105 CMR 451.123 Maintenance: Light shield missing

105 CMR 451.123 Maintenance: Wall left unfinished outside shower

*Office*

 No Violations Noted

**Bunk House # 24**

*Sleeping Area*

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

105 CMR 451.353\* Interior Maintenance: Floor tiles damaged at entrance

*Bathroom*

105 CMR 451.123\* Maintenance: Ceiling surface damaged

105 CMR 451.123 Maintenance: Floor tiles damaged

*Shower Room*

105 CMR 451.123\* Maintenance: Baseboard damaged between shower # 1 and 2

105 CMR 451.123\* Maintenance: Ceiling paint damaged in shower area

105 CMR 451.123\* Maintenance: Ceiling vent dusty in shower area

105 CMR 451.123 Maintenance: Floor tiles damaged outside showers

105 CMR 451.123 Maintenance: Wall heater cover damaged, wires exposed

*Day Room*

105 CMR 451.353\* Interior Maintenance: Wall vent damaged

105 CMR 451.353 Interior Maintenance: Wall paint damaged

105 CMR 451.353 Interior Maintenance: Ceiling stained

*Barbershop*

 No Violations Noted

**Counselor Building**

105 CMR 451.109\* Toilet and Handwash Facilities: Toilet and handwash facilities not adequately and conveniently located

105 CMR 451.350\* Structural Maintenance: Door not rodent and weathertight

105 CMR 451.353\* Interior Maintenance: Floor tiles damaged at the entrance

**Laundry**

 No Violations Noted

**Library**

 No Violations Noted

**Weight Room**

105 CMR 451.350\* Structural Maintenance: Doors not rodent and weathertight

105 CMR 451.353\* Interior Maintenance: Temporary floor surface not easily cleanable

**Classroom Building**

105 CMR 451.350 Structural Maintenance: Main door not rodent and weathertight

*Large Classroom*

 No Violations Noted

*East Classroom*

 No Violations Noted

*Central Classroom*

 No Violations Noted

*West Classroom*

 No Violations Noted

**Pondside Building**

*Bathroom # 1*

 No Violations Noted

*Bathroom # 2*

 No Violations Noted

*Office Area*

 No Violations Noted

*EHSO Office*

 No Violations Noted

**Administration Building**

*Offices*

 No Violations Noted

*Bathroom*

 No Violations Noted

**Observations and Recommendations**

1. The inmate population was 144 at the time of inspection.
2. At the time of inspection, the CSP recommended installing a floor covering that is more durable and easily cleanable in the Exterior Trailer for Substance Abuse Counselors.
3. The Medical Exam Room near Central Control, the HSU Medication Room, and the Exterior Trailer for Substance Abuse Counselors do not have convenient handwashing facilities. Please provide a policy which states how the institution will ensure the health and safety of inmates and staff working inside these areas.
4. The Counseling Building does not have convenient handwashing facilities for staff stationed in the building. Please provide a policy which states how the institution will ensure the health and safety of inmates and staff working inside this exterior building.
5. The Counseling Building does not have convenient toilet facilities for staff stationed in the building.

The CSP observed 1 locked portable toilet outside the Counseling Building which can only be accessed by Staff with a key. Please provide a policy which states how often the portable toilets are serviced and cleaned. Please also provide a policy which indicates an alternative, convenient toilet and handwashing facility for the Counseling Building during months which temperatures are too cold or too hot for safe, outdoor bathroom usage.

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,

 

 Nicholas Gale Environmental Health Inspector, CSP, BEH