



The Commonwealth of Massachusetts
 Executive Office of Health and Human Services
 Department of Public Health
 Bureau of Environmental Health
 Community Sanitation Program
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Tel: 617-624-6000
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July 8, 2021

Lisa Whelan, Superintendent
 MASAC in Plymouth
 Myles Standish State Forest
 Plymouth, MA 02360 (electronic copy)

Re: Facility Inspection – MASAC in Plymouth

Dear Superintendent Whelan:

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 June 22, 2021 accompanied by Adam Lattanzio, Environmental Health and Safety Officer; and Kenneth Finn, Core Compliance Officer. Violations noted during the inspection are listed below including 31 repeat violations:

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

Sincerely,

Nicholas Gale
 Environmental Analyst, CSP, BEH

cc: Margret R. Cooke, Acting Commissioner, DPH
 Jan Sullivan, Acting 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, Director, Policy Development and Compliance Unit (electronic copy)
 Adam Lattanzio, EHSO (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 – Main Entrance

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

Control
No Violations Noted

Operations Area
No Violations Noted

Break Room
No Violations Noted

Staff Bathroom
No Violations Noted

Search Bathroom
105 CMR 451.123 Maintenance: Wall damaged

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
Unable to Inspect – Locked

A Dorm

Hallway
No Violations Noted

Patient Snack Room
105 CMR 451.353 Interior Maintenance: Radiator damaged

Staff Break Room
No Violations Noted

Meeting Room # 125
105 CMR 451.353* Interior Maintenance: Radiator damaged

<i>Storage Room # 126</i> 105 CMR 451.353*	Interior Maintenance: Radiator damaged
<i>Day Room 1</i> 105 CMR 451.353*	Interior Maintenance: Radiator damaged
<i>Day Room 2</i> 105 CMR 451.353*	Interior Maintenance: Radiator damaged
<i>Bathroom Area</i> 105 CMR 451.110(A)* 105 CMR 451.123 105 CMR 451.123 105 CMR 451.123	Hygiene Supplies at Toilet and Handwash Sink: No soap at any handwash sinks Maintenance: Ceiling paint damaged above toilet stalls Maintenance: Standing water near slop sink Maintenance: Floor dirty throughout
<i>Shower Area</i> 105 CMR 451.130	Plumbing: Plumbing not maintained in good repair, shower # 2 continuously running
<i>Toxic/Caustic Closet</i> 105 CMR 451.353*	Interior Maintenance: Radiator damaged
<i>Patient Rooms</i> 105 CMR 451.320* 105 CMR 451.141 105 CMR 451.353* 105 CMR 451.353	Cell Size: Inadequate floor space, all rooms double-bunked Screens: Window screens not tight-fitting in all rooms Interior Maintenance: Radiator damaged in room # 111, 112, 120, 123, 127, 139, and 140 Interior Maintenance: Ceiling light damaged in room # 137

B Dorm

<i>Patient Snack Room</i>	No Violations Noted
<i>Hallway</i> 105 CMR 451.353*	Interior Maintenance: Floor tiles damaged
<i>Meeting Room # 201</i> 105 CMR 451.353*	Interior Maintenance: Radiator damaged
<i>Storage Room # 202</i> 105 CMR 451.353	Interior Maintenance: Radiator damaged
<i>Day Room # 249</i> 105 CMR 451.353*	Interior Maintenance: Radiator damaged
<i>Toxic/Caustic Room</i>	No Violations Noted
<i>Bathroom Area</i> 105 CMR 451.110(A) 105 CMR 451.123 105 CMR 451.123 105 CMR 451.123	Hygiene Supplies at Toilet and Handwash Sink: Two electric hand dryers out-of-order Maintenance: Vent fan out-of-order Maintenance: Two toilets clogged Maintenance: Multiple lights out
<i>Shower Area</i> 105 CMR 451.123 105 CMR 451.123	Maintenance: Drain flies observed in all showers Maintenance: Light out outside of showers

Patient Rooms

105 CMR 451.320*
105 CMR 451.141
105 CMR 451.353
105 CMR 451.141

Cell Size: Inadequate floor space, all rooms double-bunked
Screens: Window screens not tight-fitting in all rooms
Interior Maintenance: Radiators damaged in all rooms
Screens: Screen missing from window in several rooms

C Dorm

West Wing

Hallway

No Violations Noted

Staff Male Bathroom

105 CMR 451.123

Maintenance: Ceiling vent dusty

Staff Female Bathroom

No Violations Noted

Janitor's Closet

No Violations Noted

Inmate Bathroom

105 CMR 451.110(A)*
105 CMR 451.123*
105 CMR 451.123*
105 CMR 451.123
105 CMR 451.123
105 CMR 451.123
105 CMR 451.123
105 CMR 451.123
105 CMR 451.130
105 CMR 451.124
105 CMR 451.126

Hygiene Supplies at Toilet and Handwash Sink: No soap at handwash sinks
Maintenance: Sink countertop damaged
Maintenance: Multiple toilet stall partitions rusted
Maintenance: Light out above urinals
Maintenance: Floor tiles damaged
Maintenance: Wall tiles damaged under rear sinks
Maintenance: Wall tiles damaged above front sinks
Plumbing: Plumbing not maintained in good repair, faucet loose at front sink # 4
Water Supply: Insufficient water supply in quantity and pressure at front sink # 1
Hot Water: Hot water temperature recorded at 134⁰F at front sink # 2

Showers

105 CMR 451.123*
105 CMR 451.123
105 CMR 451.123

Maintenance: Blue substance coating floor in all showers
Maintenance: Mold on ceiling in shower # 6
Maintenance: Floor drain cover not attached in handicapped shower

Patient Rooms

105 CMR 451.320*
105 CMR 451.141*
105 CMR 451.141
105 CMR 451.353
105 CMR 451.353
105 CMR 451.353
105 CMR 451.353

Cell Size: Inadequate floor space, all rooms double-bunked
Screens: Window screens not tight-fitting in all rooms
Screens: Window screen damaged in room # 303, 319, and 320
Interior Maintenance: Wall surface damaged in room # 301, 316, and 317
Interior Maintenance: Ceiling surface damaged in room # 320
Interior Maintenance: Light fixture not secured to the ceiling in room # 321
Interior Maintenance: Wall left unfinished in room # 321

North Hallway

Supply Closet

No Violations Noted

Observation Room # 327, 329, and 330

No Violations Noted

Chemical Storage # 328

No Violations Noted

Break Room # 332

105 CMR 451.353

Interior Maintenance: Floor tiles damaged

Blood Lab/Admissions

105 CMR 451.126

Hot Water: Hot water temperature recorded at 139⁰F

Booking Office

No Violations Noted

Body Scanning Room # 334

No Violations Noted

Male Staff Bathroom

No Violations Noted

Female Staff Bathroom

No Violations Noted

Watch Rooms # 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(B)(2)

Procedures; Records; Record-Keeping Log: Missing the printed name and signature of the person responsible for shipping the waste

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)

Unable to Inspect – In Use

Ward Bathroom # 1
105 CMR 451.110(A)

Hygiene Supplies at Toilet and Handwash Sink: Electric hand dryer out-of-order

Ward Bathroom # 2

No Violations Noted

M.A.T. Area

Waiting Area

No Violations Noted

Medication Distribution Room

No Violations Noted

Food Service

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

Dining Room

Used as a Class Room/Programs Space
No Violations Noted

Inmate Bathroom
105 CMR 451.123

Maintenance: Floor generally dirty

Visitor's Bathroom

No Violations Noted

Kitchen

Toxic/Caustic Room

No Violations Noted

Toxic/Caustic Area

No Violations Noted

Officer's Room

No Violations Noted

Stove Area
FC 6-501.12(A)

Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods:
Facility not cleaned as often as necessary, floor dirty behind stove

Kettles

No Violations Noted

Oven Area
FC 6-501.12(A)

Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods:
Facility not cleaned as often as necessary, interior of oven dirty

FC 4-501.11(B)

Maintenance and Operation, Equipment: Equipment components not maintained is a state
of good repair, Traulsen refrigerator gaskets damaged

Walk-In Refrigerator

No Violations Noted

Walk-In Freezer

No Violations Noted

<i>Dry Storage</i> FC 6-501.11	Maintenance and Operation; Premises, Structure, Attachments, and Fixtures - Methods: Facility not in good repair, light out
<i>Central Common Area</i> FC 4-501.11(A)	Maintenance and Operation, Equipment: Equipment not maintained in a state of good repair, interior of microwave oven damaged
<i>Handwash Sink (near Dry Storage)</i> FC 5-202.12(A)	Plumbing System, Design: Handwashing sinks water temperature recorded at 140°F
<i>2-Compartment Sink Area</i>	No Violations Noted
<i>3-Compartment Sink Area</i>	No Violations Noted
<i>Dishwasher Machine Area</i> FC 6-301.14	Numbers and Capacity; Handwashing Sinks: No handwashing signage located at handwashing sink
FC 5-205.11(A)	Plumbing System; Operations and Maintenance: Handwashing sink not accessible^{Pf}, blocked

Exterior Buildings

Morton Building

Main Area

No Violations Noted

Freezer # 1

FC 4-501.11(A)

Maintenance and Operation, Equipment: Equipment not maintained in a state of good
repair, exterior thermometer not working properly

Freezer # 2

FC 4-501.11(B)

Not Used as a Freezer – Used as Storage Unit
Maintenance and Operation, Equipment: Equipment components not maintained is a state
of good repair refrigerator gaskets dirty

Bunk House # 25

Converting to Office Space – Closed, Under Construction

Large Office Space

No Violations Noted

Bathroom

No Violations Noted

Small Office Space

No Violations Noted

Bunk House # 24

Office Cubicles

No Violations Noted

Bathroom # 1

No Violations Noted

<i>Bathroom # 2</i> 105 CMR 451.123	Maintenance: Ceiling vent dusty
Counselor Building # 17 105 CMR 451.109* 105 CMR 451.353	Toilet and Handwash Facilities: Toilet and handwash facilities not adequately and conveniently located Interior Maintenance: Light shield missing in closet
Laundry 105 CMR 451.141 105 CMR 451.130 105 CMR 451.110(A)	Screens: Window screen damaged Plumbing: Plumbing not maintained in good repair, large pipe leaking against back wall Hygiene Supplies at Toilet and Handwash Sink: No soap at handwash sink
Library	No Violations Noted
Weight Room	Closed – Preparing for Demolition No Violations Noted
Classroom Building # 23	
<i>Record Storage</i> 105 CMR 451.350	Structural Maintenance: Exterior door not rodent and weathertight
<i>Large Classroom</i> 105 CMR 451.350	Structural Maintenance: Exterior door encasing rotted
<i>East Classroom</i>	No Violations Noted
<i>Central Classroom</i>	No Violations Noted
<i>West Classroom</i> 105 CMR 451.353 105 CMR 451.350 105 CMR 451.353	Interior Maintenance: Ceiling paint damaged Structural Maintenance: Large door not rodent and weathertight Interior Maintenance: Light shields missing
Pondside Building	
<i>Bathroom # 1</i> 105 CMR 451.126	Hot Water: Hot water temperature recorded at 139 ⁰ F
<i>Bathroom # 2</i>	No Violations Noted
<i>Office Area</i> 105 CMR 451.353	Interior Maintenance: Floor tiles damaged in rear office space
<i>EHSO Office</i> 105 CMR 451.200	Food Storage, Preparation and Service: Food preparation not in compliance with 105 CMR 590.000, interior of microwave oven dirty

Navigator Building

Kitchenette

No Violations Noted

Offices

No Violations Noted

Staff Bathroom

No Violations Noted

Observations and Recommendations

1. The patient population was 130 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 near the main entrance.
3. The Medical Exam Room near Central Control, the HSU Medication Room, and the Exterior Trailer near the main entrance 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 and permanent handwashing facilities for staff stationed in the building. The CSP observed temporary handwash stations located outside the building next to the portable toilets. The CSP remains concerned with the lack of appropriate handwashing facilities. Please provide a policy which states how the institution will maintain these temporary handwashing stations, and provide a timeline for permanent handwashing facilities to be constructed.
5. The Counseling Building does not have convenient toilet facilities for staff stationed in the building. The CSP observed 2 portable toilets outside the Counseling Building which can only be accessed by staff. The CSP remains concerned with the lack of appropriate toilet facilities. Please provide a policy which states how often the portable toilets are serviced and cleaned, as well as a policy which indicates an alternative, convenient toilet facility for the Counseling Building during months which temperatures do not permit the usage of outdoor bathrooms usage. In addition, please provide a timeline for permanent toilet facilities to be constructed.

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 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 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 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,

A handwritten signature in blue ink that reads "Nicholas Gale". The signature is written in a cursive style.

Nicholas Gale
Environmental Analyst, CSP, BEH