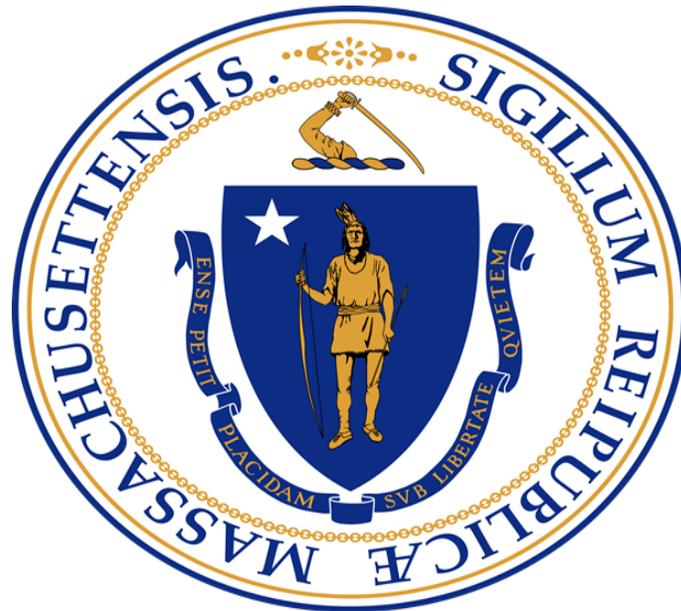


Quarterly Report on the Status of Prison Capacity, Fourth Quarter 2019

Massachusetts Department of Correction
Submitted in Compliance with Chapter 799
Section 21 of the Acts of 1985



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April 2020

2019 Fourth Quarter Report

Section Twenty-one of Chapter 799 of the Acts of 1985 directs the Commissioner of Correction to report quarterly on the status of overcrowding in state and county facilities.

“Such report shall include, by facility, the average daily census for the period of the report and the actual census on the first and last days of the report period. Said report shall also contain such information for the previous twelve months and a comparison to the rated capacity of such facility.”

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Authorized by: Gary Lambert, Assistant Secretary for Operational Services

This report, prepared by Leah Wang of the Research and Planning Division, is based on counts submitted by Massachusetts Sheriffs and the Department of Correction’s Inmate Management System.

2019 Fourth Quarter Report

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Table 1 provides the DOC figures for the fourth quarter of 2019. The DOC custody population decreased over the quarter, by 225 inmates, or just under three percent. By the end of the quarter, the DOC was operating with 7,923 inmates in the system. During the fourth quarter, the DOC had an average daily custody population of 8,029, operating at 107% of the 7,492 design capacity.

DOC inmates housed in non-DOC facilities averaged 397 inmates, the majority housed in county Houses of Correction, and an average of 80 inmates housed in other states. Overall, the average daily total DOC jurisdiction population for fourth quarter 2019 was 8,426. There was a decrease of 279 inmates, or just over three percent, from the beginning to the end of the quarter.

Table 1

**Fourth Quarter 2019
Population in DOC Facilities, October 31, 2019 to December 31, 2019**

Security Level/Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
<u>Maximum</u>					
MCI-Cedar Junction	498	517	479	555	90%
SBCC	790	783	795	1024	77%
Sub-Total, Maximum	1,288	1,300	1,274	1,579	82%
<u>Medium</u>					
Massachusetts Treatment Center	574	575	571	561	102%
MCI-Cedar Junction	69	72	65	78	88%
MCI-Concord	619	619	623	614	101%
MCI-Framingham (Female)	250	275	226	452	55%
MCI-Norfolk	1,297	1,291	1,297	1,084	120%
MCI-Shirley	1,078	1,105	1,063	720	150%
NCCI-Gardner	915	931	899	568	161%
OCCC	650	649	653	480	135%
Shattuck Correctional Unit	26	27	23	24	108%
State Hospital @ Bridgewater	221	223	225	227	97%
Sub-Total, Medium	5,699	5,767	5,645	4,808	119%
<u>Minimum</u>					
MASPLY	159	178	134	151	105%
MCI-Shirley	263	262	269	299	88%
OCCC	114	122	105	100	114%
<u>Minimum/Pre-Release</u>					
Boston Pre-Release Center	91	93	91	150	61%
NECC	196	203	190	150	131%
Pondville Correctional Center	152	149	151	100	152%
SMCC (Female)	67	74	64	125	54%
Sub-Total, Minimum/Pre-Release	1,042	1,081	1,004	1,075	97%
Total Custody	8,029	8,148	7,923	7,462	108%
<u>DOC Inmates in Non-DOC Facilities</u>					
Houses of Correction*	304	330	276	n.a.	n.a.
Department of Youth Services	1	1	1	n.a.	n.a.
Federal Prisons	12	12	12	n.a.	n.a.
Inter-State Compact	80	80	80	n.a.	n.a.
Sub-Total, Non-DOC Facilities	397	423	369	n.a.	n.a.
Total Jurisdiction	8,426	8,571	8,292	7,462	113%

See Technical Notes, p. 8, for information on design capacity, custody level designations, facility closings or name changes relevant to this time period.

** Stony Brook Stabilization and Treatment Center in Hampden County houses Section 35 commitments.

Table 2 provides the DOC figures for the previous twelve months. The DOC custody population continues to decrease; over the 12-month period, the custody population decreased by 248 inmates, or 3 percent.

DOC inmates housed in non-DOC facilities had an average daily population of 374 inmates. Federally detained inmates increased from 9 to 13 from beginning to end of the 12 months before this quarter. Inmates in county Houses of Correction and in other states' facilities also increased over the 12-month period.

The average DOC jurisdiction population was 8,800. During the 12-month period, this population went from 8,915 to 8,783, experiencing a decrease of 132 inmates, or slightly more than one percent.

Table 2

**Previous Twelve Months
Population in DOC Facilities, October 31, 2018 to September 30, 2019**

Security Level/Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
<u>Maximum</u>					
MCI-Cedar Junction	590	632	516	555	106%
SBCC	817	888	766	1,024	80%
Sub-Total, Maximum	1,407	1,520	1,282	1,579	89%
<u>Medium</u>					
Massachusetts Treatment Center	566	564	565	561	101%
MCI-Cedar Junction	70	71	70	78	90%
MCI-Concord	607	634	594	614	99%
MCI-Framingham (Female)	443	452	435	452	98%
MCI-Norfolk	1,305	1,325	1,310	1,084	120%
MCI-Shirley	1,130	1,155	1,127	720	157%
NCCI-Gardner	955	947	948	568	168%
OCCC	633	629	641	480	132%
Shattuck Correctional Unit	24	21	29	24	100%
State Hospital @ Bridgewater	223	231	239	227	98%
Sub-Total, Medium	5,956	6,029	5,958	4,808	124%
<u>Minimum</u>					
MASAC/MASPLY	137	124	187	151	91%
MCI-Shirley	293	276	284	299	98%
NCCI-Gardner*	7	14	0	30	23%
OCCC	106	99	124	100	106%
<u>Minimum/Pre-Release</u>					
Boston Pre-Release Center	103	79	96	150	68%
NECC	191	193	195	150	127%
Pondville Correctional Center	150	173	142	100	150%
SMCC (Female)	76	76	67	125	61%
Sub-Total, Minimum/Pre-Release	1,063	1,034	1,095	1,105	96%
Total Custody	8,426	8,583	8,335	7,492	112%
<u>DOC Inmates in Non-DOC Facilities</u>					
Houses of Correction**	277	241	352	n.a.	n.a.
Department of Youth Services	1	1	1	n.a.	n.a.
Federal Prisons	12	9	13	n.a.	n.a.
Inter-State Compact	84	81	82	n.a.	n.a.
Sub-Total, Non-DOC Facilities	374	332	448	n.a.	n.a.
Total Jurisdiction	8,800	8,915	8,783	7,492	117%

*Due to the March 2019 closure of the NCCI-Gardner minimum unit, average population was calculated over its 9 operational months instead of 12.

**Stony Brook Stabilization and Treatment Center in Hampden County houses Section 35 commitments.

See Technical Notes, p. 8, for information on design capacity, custody level designations, facility closings or name changes relevant to this time period.

Table 3 presents the county figures for the fourth quarter of 2019. During the fourth quarter, the county population decreased by 649 inmates, or just over 7 percent. The average daily population across all counties was 8,701, together operating at 78% of these facilities' design capacity.

Table 3

**Fourth Quarter 2019
Population in County Correctional Facilities by County,
October 28, 2019 to December 30, 2019**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Barnstable	280	289	274	300	93%
Berkshire	195	194	196	292	67%
Bristol	1,004	1,040	932	566	177%
Dukes	18	21	12	19	93%
Essex	1,341	1,386	1,274	1,654	81%
Franklin	197	203	193	144	137%
Hampden**	1,070	1,107	1,009	1,632	66%
Hampshire	208	216	202	287	73%
Middlesex	783	820	751	1,501	52%
Norfolk	459	477	456	620	74%
Plymouth	995	1,036	930	1,140	87%
Suffolk	1,369	1,391	1,336	2,249	61%
Worcester	782	811	777	822	95%
Total	8,701	8,991	8,342	11,226	78%

Table 4 presents the county figures for the fourth quarter of 2019. The following table presents a breakdown of facility population and capacity for counties that operate more than one facility.

Table 4

**Fourth Quarter 2019
Population in County Correctional Facilities by Facility,
October 28, 2019 to December 30, 2019**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Bristol County					
Bristol Ash Street	153	162	146	206	74%
Bristol Dartmouth	787	814	720	304	259%
Bristol Women's Center	64	64	66	56	114%
Essex County					
Essex Middleton	1,078	1,103	1,028	1,291	84%
Essex W.I.T.	30	30	31	23	130%
Essex LCAC	233	253	215	340	69%
Hampden County					
Hampden HOC**	804	818	773	1,178	68%
Hampden WMCAC	94	99	85	148	64%
Hampden Women's Center	173	190	151	306	57%
Suffolk County					
Suffolk Nashua Street	548	585	530	453	121%
Suffolk South Bay	821	806	806	1,796	46%

Due to rounding, the average population by county may not equal the average county population by facility total.

***Stony Brook Stabilization and Treatment Center in Hampden County houses Section 35 commitments.*

Table 5 presents the county figures for the previous twelve months. The county population experienced a significant decrease of 341 inmates between October 2018 and September 2019. Over the trend period, the county facilities operated on average at 82 percent of their overall design capacity.

Table 5

**Previous Twelve Months
Population in County Correctional Facilities by County,
October 29, 2018 to September 30, 2019**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Barnstable	340	389	307	300	113%
Berkshire	182	181	202	292	62%
Bristol	1,013	1,132	1,093	566	179%
Dukes	17	19	21	19	89%
Essex	1,421	1,489	1,415	1,654	86%
Franklin	214	232	174	144	149%
Hampden**	1,122	1,253	1,081	1,632	69%
Hampshire	210	225	212	287	73%
Middlesex	780	783	855	1,501	52%
Norfolk	483	450	500	620	78%
Plymouth	1,048	1,002	1,114	1,140	92%
Suffolk	1,420	1,512	1,440	2,249	63%
Worcester	912	969	881	822	111%
Total	9,162	9,636	9,295	11,226	82%

Table 6 presents the county figures for the previous twelve months. The following table presents a breakdown of facility population and capacity for counties that operate more than one facility.

Table 6

**Previous Twelve Months
Population in Counties with Multiple Correctional Facilities,
October 29, 2018 to September 30, 2019**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Bristol County					
Bristol Ash Street	166	177	172	206	81%
Bristol Dartmouth	845	884	845	304	278%
Women's Center	79	71	76	56	141%
Essex County					
Essex Middleton	1,172	1,215	1,188	1,291	91%
Essex W.I.T.	30	33	30	23	130%
Essex LCAC	219	241	197	340	64%
Hampden County					
Hampden HOC**	839	934	791	1,178	71%
Hampden WMCAC	93	90	98	148	63%
Hampden Women's Center	190	229	192	306	62%
Suffolk County					
Suffolk Nashua Street	560	605	549	453	124%
Suffolk South Bay	860	907	891	1,796	48%

Due to rounding, the average population by county may not equal the average county population by facility total.

***Stony Brook Stabilization and Treatment Center in Hampden County houses Section 35 commitments.*

Technical Notes

- Average Daily Population for the previous year was calculated by using the last day of each month.
- Average Daily Population for county facilities was calculated by using the figures provided during the last week of every month.
- Custody snapshot data is based on an end of the month count. Prior to 4th quarter 2011, custody snapshot data was taken based on the first of the month.
- Issues regarding the accuracy of testing at the Hinton Drug Lab resulted in several hundred releases “from court,” most occurring during the months of September through December 2012.
- Design/Rated capacity is provided by the County, Federal, and Interstate Unit.

Timeline of DOC and County Facility Closures and Expansions

(For previous years, please refer to reports prior to 2nd quarter 2015)

2011

- MCI-Cedar Junction began double-bunking maximum security housing units 2 and 3 on March 17, 2011, and the Orientation Unit on March 29, 2011.
- Western Massachusetts Regional Women’s Correctional Center was opened in Hampden County in November 2011, housing most county sentenced females from the western half of the state.

2012

- On July 1, 2012, the maximum number of days an individual could be civilly committed as a Section 35 at MASAC or MCI-Framingham was increased from 30 days to 90 days.
- On June 24, 2012 six pre-release beds were added to MCI-Plymouth. An additional four pre-release beds were added by the end of 2012.
- Chapter 192 of the Acts of 2012, known as the Crime Bill, was enacted on August 2, 2012 and resulted in an immediate change to sentence structure for dozens of inmates.

2013

- Effective April 1, 2013, Brooke House has three types of bed categories; DOC Reentry, Parole Transitional and Parole Halfway. Historically, Brooke House beds were only DOC Reentry.
- As of May 2013, 6 medium security beds were added to MCI-Cedar Junction.
- In May 2013, inmates housed at the Cambridge Jail in Middlesex County were temporarily housed elsewhere due to issues with the water system.
- On October 15, 2013, MCI-Plymouth increased its pre-release capacity to 15 beds while decreasing its minimum capacity to 212 beds. The overall operational capacity remained the same.

2014

- On June 28, 2014 the Middlesex County Jail in Cambridge was officially closed.
- Effective June 30, 2014, the DOC terminated their contract with Spectrum Women and Children’s Program which included 15 beds for female inmates.

- Inmates were temporarily moved out of NCCI-Gardner Minimum in October 2014 due to an energy conservation project.

2015

- Throughout 2015, there were various changes reported for design capacity for numerous county facilities. All design capacities and occupancy data for Massachusetts Houses of Correction and jails reported herein is provided by the County, Federal, and Interstate Unit.
- Effective May 28, 2015, the DOC terminated their contract with Brooke House which included 20 beds for male inmates.
- Inmates are no longer housed at Bay State Correctional Center as of June 30, 2015. The transfer of inmates housed at BSCC to other facilities began in April 2015.
- Effective June 30, 2015, a unit of 48 beds was reallocated at Pondville Correctional Center to house those who have been granted parole and are currently in the Transitional Treatment Program (TTP). They are not considered part of the DOC's custody or jurisdiction populations.
- Due to the closing of facilities, the design capacity for the DOC decreased from 8,029 to 7,728 (301 beds). This change is reflected beginning in the third quarter 2015.
- During the fourth quarter of 2015, numerous units were inactivated within MCI-Concord resulting in the transferring of inmates to other facilities (including all 52A pre-trial inmates at this facility). The closing of units reduced the operational capacity of the facility.

2016

- Effective October 2016, four housing units designated for criminally sentenced inmates at MCI-Framingham were disabled. As a result, these inmates were moved to other housing units within the facility, including units previously designated for pre-trial inmates.
- Effective December 5, 2016, the Transitional Treatment Program was relocated from Pondville Correctional Center to Boston Pre-Release Center. The transfer of parolees affected the number of beds allotted for inmates as well as the capacity figures at both facilities.
- Effective December 22, 2016, MCI-Plymouth was shuttered and remaining inmates were transferred to other DOC facilities.

2017

- During 1st quarter 2017, design capacity was reduced by 151 inmates due to the closing of MCI-Plymouth.
- Effective May 1, 2017, Massachusetts Alcohol and Substance Abuse Center @ Plymouth opened at the former site of MCI-Plymouth, with a design capacity of 151.
- Massachusetts Alcohol and Substance Abuse Center was mothballed on May 6, 2017, resulting in a reduction of 236 from the design capacity.

2018

- Beginning in 2018, the DOC entered into a contract with Stony Brook Treatment and Stabilization Center in Hampden County to house men with Section 35 civil commitments.

2019

- Beginning March 2019, NCCI-Gardner temporarily closed its minimum security unit.

Guide to Acronyms and Institutions

Acronym	Institution Name	Security Level
ADP	Average Daily Population	n/a
BPRC	Boston Pre-Release Center	Pre-release, minimum
STH	Bridgewater State Hospital	Medium
CFI	County/Federal/Interstate	All
CJ	MCI-Cedar Junction	Medium, maximum (reception center)
CON	MCI-Concord	Medium
DOC	Department of Correction	n/a
DYS	Department of Youth Services	n/a
FRA	MCI-Framingham	Medium
HOC	House of Correction	n/a
LEM	Lemuel Shattuck Hospital	All
MASAC	Massachusetts Alcohol & Substance Abuse Center	Minimum
MCI	Massachusetts Correctional Institution	n/a
MTC	Massachusetts Treatment Center	Medium
MASPLY	Massachusetts Alcohol and Substance Abuse Center at Plymouth	(Civil commitments)
NOR	MCI-Norfolk	Medium
SHI	MCI-Shirley	Minimum, medium
NECC	Northeastern Correctional Center	Pre-release, minimum
NCCI	North Central Correctional Institution	Minimum, medium
OSCC	Old Colony Correctional Center	Minimum, medium
PCC	Pondville Correctional Center	Pre-release, minimum
SMD	South Middlesex Correctional Center	Pre-release, minimum
SBCC	Souza-Baranowski Correctional Center	Maximum

Definitions

Custody Population	Refers to all inmates incarcerated in a Massachusetts DOC facility.
Jurisdiction Population	Jurisdiction population refers to all inmates considered to be under Massachusetts DOC jurisdiction when the Commonwealth has legal authority over the inmate regardless of where the inmate is being held. DOC jurisdiction includes those incarcerated in Massachusetts DOC facilities and those housed in correctional facilities outside of the Massachusetts DOC (i.e. Massachusetts Houses of Correction, other states' correctional facilities, and the Federal Bureau of Prisons).
Design/Rated Capacity	The number of inmates that planners or architects intended for the institution [as defined by the U.S. Department of Justice, Bureau of Justice Statistics (BJS)]. Rated capacity is the number of beds or inmates assigned by a rating official to institutions within the jurisdiction, essentially formally updated from the original design capacity.

Security Levels

In May 2012, new security level designations were established according to **103 DOC 101, *Correctional Institutions/Security Levels*** policy which states:

Pre-Release/Contracted Residential Placement	The perimeter is marked by non-secure boundaries. Physical barriers to inmate movement and interaction are either non-secure or non-existent. Inmate movements and interactions are controlled by rules and regulations only. Inmates may leave the institution daily for work and/or education in the community. Supervision while on the grounds of the facility is intermittent. While in the community, supervision is occasional, although indirect supervision (e.g. contact with employer) may be more frequent. Inmates must be within eighteen (18) months of parole eligibility or release and not barred by sentencing restrictions for either placement in a pre-release facility or participation in work, education or program related activities (PRA) release programs.
Minimum	The perimeter is marked by non-secure boundaries. Physical barriers to movement and interaction are either non-secure or non-existent. Inmates may be housed in single, double or multiple occupancy areas. Inmate movements and interactions are controlled by rules and regulations only. Supervision is intermittent. Inmates may leave the perimeter under supervision. Contact visits and personal clothing are allowed.
Medium	The perimeter and physical barriers to control inmate movement and interaction are present. Inmates may be housed in single, double or multiple occupancy areas. Inmate movement and interaction are generally controlled by rules and regulations, as well as with physical barriers. Inmates are subject to direct supervision by staff. Work and program opportunities are available. Contact visits and personal clothing may be allowed. Inmates assigned to medium custody designation at MCI-Cedar Junction will receive contact visits.
Maximum	The perimeter is designed and staffed to prevent escapes and the introduction of contraband. Inmate movement and interaction are controlled by physical barriers. Inmates are housed in single and double cells. The design of the facility offers an ability to house some offenders separate from others without a limitation of work and/or program opportunities. Inmates are subject to direct supervision by staff. At the superintendent's discretion, contact visits may be allowed at Souza Baranowski Correctional Center and MCI Cedar Junction's reception beds (which are considered maximum security). Personal clothing is generally not allowed.