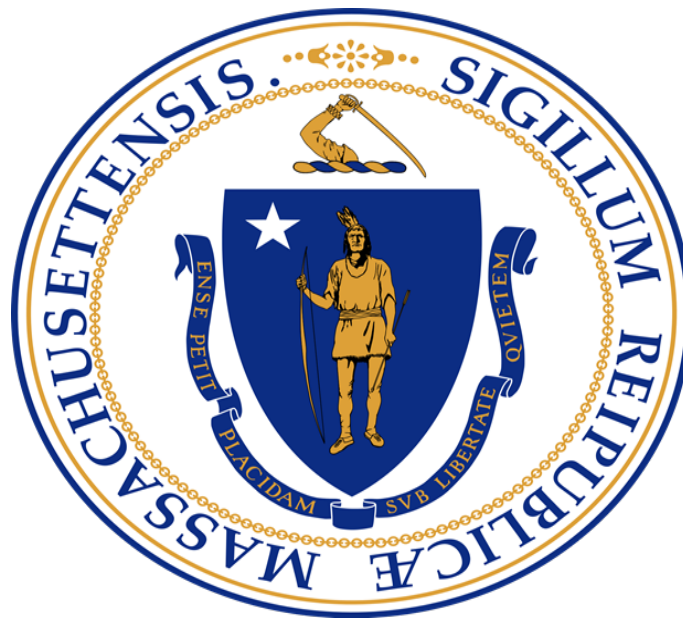


Quarterly Report on the Status of Prison Capacity, Fourth Quarter 2021

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



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Governor

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January 2022

2021 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.”

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

2021 Fourth Quarter Report

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Table 1 provides the DOC figures for the fourth quarter of 2021. The DOC custody population decreased over the quarter, by 123 inmates, or 2.0 percent. By the end of the quarter, the DOC was operating with 5,975 inmates in the system. During the fourth quarter, the DOC had an average daily custody population of 6,033, operating at 81 percent of the design capacity of 7,494.

DOC inmates housed in non-DOC facilities averaged 279 inmates, the majority housed in county Houses of Correction, and an average of 71 inmates housed in other states. The Electronic Monitoring program (ELMO) established by the DOC in February 2021 showed an average of seven (7) inmates during the fourth quarter of 2021.

Overall, the average daily total DOC jurisdiction population for the fourth quarter of 2021 was 6,313. There was a decrease of 158 inmates, or 2.5 percent, from the beginning to the end of the quarter.

Table 1

Fourth Quarter 2021					
Population in DOC Facilities, October 31, 2021 to December 31, 2021					
Security Level/Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
<u>Maximum</u>					
MCI-Cedar Junction	400	388	406	555	72%
SBCC	520	524	521	1,024	51%
Sub-Total, Maximum	920	912	927	1,579	58%
<u>Medium</u>					
Massachusetts Treatment Center	557	560	550	563	99%
MCI-Cedar Junction	42	45	39	78	54%
MCI-Concord	484	492	470	614	79%
MCI-Framingham (Female)	181	183	179	452	40%
MCI-Norfolk	1,128	1,127	1,130	1,084	104%
MCI-Shirley	754	769	745	720	105%
NCCI-Gardner	699	708	688	568	123%
OSCC	502	501	499	480	105%
Shattuck Correctional Unit	15	16	13	24	63%
State Hospital @ Bridgewater	226	232	223	227	100%
Sub-Total, Medium	4,588	4,633	4,536	4,810	95%
<u>Minimum</u>					
MASPLY	64	81	70	151	42%
MCI-Shirley	n.a	n.a	n.a	299	n.a
NCCI-Gardner	n.a	n.a	n.a	30	n.a
OSCC	78	85	69	100	78%
<u>Minimum/Pre-Release</u>					
Boston Pre-Release Center	64	73	73	150	47%
NECC	202	201	200	150	135%
Pondville Correctional Center	118	113	123	100	118%
SMCC (Female)	n.a	n.a	n.a	125	n.a
Sub-Total, Minimum/Pre-Release	526	553	512	1,105	48%
Total Custody	6,033	6,098	5,975	7,494	81%
<u>DOC Inmates in Non-DOC Facilities</u>					
Houses of Correction	190	208	171	n.a.	n.a.
Department of Youth Services	0	0	0	n.a.	n.a.
Federal Prisons	11	11	11	n.a.	n.a.
Inter-State Compact	71	72	71	n.a.	n.a.
DOC Electronic Monitoring Program	7	6	8	n.a.	n.a.
Sub-Total, Non-DOC Facilities	279	296	261	n.a.	n.a.
Total Jurisdiction	6,313	6,394	6,236	7,494	84%

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

Table 2 provides the DOC figures for the previous twelve months. The DOC custody population continued to experience decrease; over the 12-month period, the custody population decreased by 599 inmates, or 8.9 percent.

DOC inmates housed in non-DOC facilities had an average daily population of 288 inmates over this period. In county facilities, the population fluctuated with a low of 150 in May 2021 and a high of 249 in October 2020, ending the trend period at 206.

The average DOC jurisdiction population was 6,693. During the 12-month period, this population went from 7,065 to 6,421, experiencing a decrease of 644 inmates, or 9.1 percent.

Table 2

**Previous Twelve Months
Population in DOC Facilities, October 31, 2020 to September 30, 2021**

Security Level/Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
<u>Maximum</u>					
MCI-Cedar Junction	377	325	374	555	68%
SBCC	569	632	549	1,024	56%
Sub-Total, Maximum	946	957	923	1,579	60%
<u>Medium</u>					
Massachusetts Treatment Center	553	560	563	563	98%
MCI-Cedar Junction	50	54	47	78	65%
MCI-Concord	508	517	502	614	83%
MCI-Framingham (Female)	168	180	181	452	37%
MCI-Norfolk	1,172	1,235	1,135	1,084	108%
MCI-Shirley	836	900	768	720	116%
NCCI-Gardner	778	857	710	568	137%
OSCC	564	612	513	480	117%
Shattuck Correctional Unit	18	20	18	24	73%
State Hospital @ Bridgewater	221	210	227	227	97%
Sub-Total, Medium	4,867	5,145	4,664	4,810	101%
<u>Minimum</u>					
MASAC/MASPLY	74	7	60	151	49%
MCI-Shirley	86	196	0	299	29%
NCCI-Gardner	n.a	n.a	n.a	30	n.a.
OSCC	83	85	87	100	83%
<u>Minimum/Pre-Release</u>					
Boston Pre-Release Center	67	43	73	150	45%
NECC	179	145	203	150	119%
Pondville Correctional Center	127	125	119	100	127%
SMCC (Female)	15	25	0	125	12%
Sub-Total, Minimum/Pre-Release	592	626	542	1,105	54%
Total Custody	6,404	6,728	6,129	7,494	85%
<u>DOC Inmates in Non-DOC Facilities</u>					
Houses of Correction	198	249	206	n.a.	n.a.
Department of Youth Services	0	0	0	n.a.	n.a.
Federal Prisons	11	11	11	n.a.	n.a.
Inter-State Compact	76	77	72	n.a.	n.a.
DOC Electronic Monitoring Program	4	n.a.	3	n.a.	n.a.
Sub-Total, Non-DOC Facilities	288	337	292	n.a.	n.a.
Total Jurisdiction	6,693	7,065	6,421	7,494	89%

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 2021. During the fourth quarter, the county population decreased by 292 inmates, or 4.4 percent, reversing the upward trend that began in the second quarter. The average daily population across all counties was 6,532, together operating at 58 percent of these facilities' design capacity.

Table 3

**Fourth Quarter 2021
Population in County Correctional Facilities by County,
October 25, 2021 to December 27, 2021**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Barnstable	177	178	175	300	59%
Berkshire	146	145	143	292	50%
Bristol	682	669	685	566	120%
Dukes	12	11	11	19	61%
Essex	1,085	1,124	1,049	1,654	66%
Franklin	154	153	154	144	107%
Hampden	830	851	808	1,632	51%
Hampshire	136	142	131	287	48%
Middlesex	630	629	633	1,501	42%
Norfolk	319	338	296	620	51%
Plymouth	646	666	635	1,140	57%
Suffolk	1,083	1,109	1,081	2,249	48%
Worcester	630	660	582	822	77%
Total	6,532	6,675	6,383	11,226	58%

Table 4 presents the county figures for the fourth quarter of 2021. The following table presents a breakdown of facility population and capacity for counties that operate more than one facility.

Table 4

**Fourth Quarter 2021
Population in County Correctional Facilities by Facility,
October 25, 2021 to December 27, 2021**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Bristol County					
Bristol Ash Street	91	77	114	206	44%
Bristol Dartmouth	562	560	542	304	185%
Bristol Women's Center	29	32	29	56	52%
Essex County					
Essex Middleton	1,014	1,041	983	1,291	79%
Essex W.I.T.	13	16	13	23	58%
Essex LCAC	58	67	53	340	17%
Hampden County					
Hampden HOC	665	675	644	1,178	56%
Hampden WMCAC	47	59	44	148	32%
Hampden Women's Center	118	117	120	306	38%
Suffolk County					
Suffolk Nashua Street	476	507	468	453	105%
Suffolk South Bay	607	602	613	1,796	34%

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

Table 5 presents the county figures for the previous twelve months. The county population experienced an overall increase of 438 inmates, or 7.1 percent, between October 2020 and September 2021. After starting the trend period with a slight increase of less than one percent between October 2020 and November 2020, the population decreased by 6.8 percent from December 2020 through April 2021, ending the period with a 14.1 percent increase from May 2021 through September 2021. Over the trend period, the county facilities operated on average at 54 percent of their total design capacity.

Table 5

Previous Twelve Months Population in County Correctional Facilities by County, October 26, 2020 to September 27, 2021					
Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Barnstable	176	174	176	300	59%
Berkshire	134	138	140	292	46%
Bristol	646	672	676	566	114%
Dukes	8	3	12	19	40%
Essex	1,024	1,006	1,121	1,654	62%
Franklin	137	135	146	144	95%
Hampden	788	784	848	1,632	48%
Hampshire	116	113	129	287	41%
Middlesex	573	550	623	1,501	38%
Norfolk	350	401	343	620	57%
Plymouth	586	629	639	1,140	51%
Suffolk	985	973	1,103	2,249	44%
Worcester	585	611	671	822	71%
Total	6,109	6,189	6,627	11,226	54%

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 26, 2020 to September 27, 2021					
Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
8569 Bristol County					
Bristol Ash Street	82	94	90	206	40%
Bristol Dartmouth	532	545	553	304	175%
Women's Center	32	33	33	56	57%
Essex County					
Essex Middleton	937	923	1,028	1291	73%
Essex W.I.T.	14	13	15	23	61%
Essex LCAC	74	70	78	340	22%
Hampden County					
Hampden HOC	656	653	672	1,178	56%
Hampden WMCAC	43	42	59	148	29%
Hampden Women's Center	89	89	117	306	29%
Suffolk County					
Suffolk Nashua Street	440	438	516	453	97%
Suffolk South Bay	546	535	587	1,796	30%

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

Technical Notes

- Average Daily Population for the previous year was calculated by using the last day of each month.
- Average Daily Population for MCI-Shirley Minimum, South Middlesex Correctional Center, and the DOC Electronic Monitoring program (ELMO) was calculated based on the months each was occupied during 2021.
- 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.

2020

- The Massachusetts Treatment Center built a cell with two beds in its health services unit, increasing the design capacity by 2.

2021

- Effective February 2021, MCI-Shirley Minimum was shuttered and remaining inmates were transferred to other DOC facilities.
- Effective March 2021, South Middlesex Correctional Center was shuttered and remaining inmates were transferred to other DOC facilities.
- Effective February 2021, the DOC established the Electronic Monitoring Program (ELMO)

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 (male reception center)
CON	MCI-Concord	Medium
DOC	Department of Correction	n.a.
DYS	Department of Youth Services	n.a.
ELMO	Department of Corrections Electronic Monitoring Program	Electronic Monitoring
FRA	MCI-Framingham	Medium (female reception center)
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.
Electronic Monitoring Program (ELMO)	A program which promotes reentry by maximizing an inmate's time in the community prior to release, thereby allowing the inmate to demonstrate their ability to function in a realistic living environment while monitored under strict conditions of accountability.

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.