

Quarterly Report on the Status of Prison Capacity, Third Quarter 2017

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



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2017 Third 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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This report, prepared by Gina Papagiorgakis of the Research and Planning Division, is based on counts submitted by Massachusetts Sheriffs and the Department of Correction's Inmate Management System.

2017 Third Quarter Report

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Technical Notes: 2010 – Present (for previous years, please refer to reports prior to 2nd quarter 2015)

- 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.
- Average Daily Population for the previous year was calculated by using the last day of each month.
- The ATU (Awaiting Trial Unit) houses both pre-trial and civilly committed females. The facility population count provided includes all pre-trial and civil females, some of whom might be housed elsewhere within MCI-Framingham other than the actual ATU.
- 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.
- 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.
- 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.
- 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.
- 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.
- 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.
- 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.
- 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.
- Design capacity was reduced for the reporting of 1st quarter 2017 data due to the shuttering of MCI-Plymouth, with a design capacity of 151 inmates.
- Massachusetts Alcohol and Substance Abuse Center was mothballed on May 6, 2017.
- Massachusetts Alcohol and Substance Abuse Center @ Plymouth (formerly known as MCI-Plymouth) was opened effective May 1, 2017. Design capacity was changed due to the relocation of the facility.

Definitions:

Custody Population: 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.

Abbreviations

ADP	Average Daily Population
BSCC	Bay State Correctional Center
BOS	Boston Pre-Release
BSH	Bridgewater State Hospital
CFI	County, Federal and Interstate
CJ	MCI-Cedar Junction
CON	MCI-Concord
DOC	Department of Correction
DYS	Department of Youth Services
FRA	MCI-Framingham
HOC	House of Correction
LEM	Lemuel Shattuck Hospital
MASAC	Massachusetts Alcohol and Substance Abuse Center
MASPLY	Massachusetts Alcohol and Substance Abuse Center @ Plymouth
MTC	Massachusetts Treatment Center
NCCI	NCCI-Gardner
NECC	Northeastern Correctional Center
NOR	MCI-Norfolk
OCCC	Old Colony Correctional Center
PCC	Pondville Correctional Center
PLY	MCI-Plymouth
SBCC	Souza Baranowski Correctional Center
SHI	MCI-Shirley
SMCC	South Middlesex Correctional Center

Table 1 provides the DOC figures for the third quarter of 2017. The DOC custody population has decreased by 77 inmates, or one percent in this time period. Operating with 9,042 inmates in the system, the average daily population was 9,092 with a design capacity of 7,492. The DOC operated at 121% of design capacity during the third quarter of 2017.

DOC inmates housed in non-DOC facilities had an average daily population of 363 inmates. The majority of these inmates were in Massachusetts Houses of Correction.

Overall, the average daily total DOC jurisdiction population for the third quarter 2017 was 9,455. There was a decrease of 79 inmates, or one percent, over the quarter from 9,482 to 9,403.

Table 1

**Third Quarter 2017
Population in DOC Facilities, July 31, 2017 to September 30, 2017**

Security Level/Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Maximum					
MCI-Cedar Junction	652	667	642	555	117%
SBCC	1,085	1,092	1,086	1,024	106%
Sub-Total, Maximum	1,737	1,759	1,728	1,579	110%
Medium					
Massachusetts Treatment Center	508	505	518	561	91%
MCI-Cedar Junction	70	71	69	78	90%
MCI-Concord	701	725	647	614	114%
MCI-Framingham (Female)	486	482	491	452	108%
MCI-Norfolk	1,401	1,418	1,368	1,084	129%
MCI-Shirley	1,153	1,137	1,164	720	160%
NCCI-Gardner	954	945	969	568	168%
OCCC	580	570	600	480	121%
Shattuck Correctional Unit	28	30	33	24	117%
State Hospital @ Bridgewater	192	187	196	227	85%
Sub-Total, Medium	6,073	6,070	6,055	4,808	126%
Minimum					
MASAC/MASPLY	247	250	224	151	164%
MCI-Shirley	312	324	294	299	104%
NCCI-Gardner	9	11	6	30	30%
OCCC	134	134	134	100	134%
Minimum/Pre-Release					
Boston Pre-Release Center	116	113	127	150	77%
NECC	194	194	195	150	129%
Pondville Correctional Center	156	149	167	100	156%
SMCC (Female)	114	115	112	125	91%
Sub-Total, Minimum/Pre-Release	1,282	1,290	1,259	1,105	116%
Total Custody	9,092	9,119	9,042	7,492	121%
DOC Inmates in Non-DOC Facilities					
Houses of Correction	273	275	271	n.a.	n.a.
Department of Youth Services	1	1	0	n.a.	n.a.
Federal Prisons	6	6	6	n.a.	n.a.
Inter-State Compact	83	81	84	n.a.	n.a.
Sub-Total, Non-DOC Facilities	363	363	361	n.a.	n.a.
Total Jurisdiction	9,455	9,482	9,403	7,492	126%

See Technical Notes, p. 4-6, for information regarding 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 (July 31, 2016 to June 30, 2017). The figures below indicate that the DOC custody population decreased by 197 inmates, or two percent, over the twelve-month period from 9,327 in July 2016 to 9,130 in June 2017.

DOC inmates housed in non-DOC facilities had an average daily population of 452 inmates. Of these inmates, 356 were in Houses of Correction, 89 inmates were in a facility outside of Massachusetts through the Interstate Compact, 5 inmates were in a Federal Prison and 2 inmates were in a Department of Youth Services facility.

The DOC jurisdiction population decreased from 9,818 to 9,513 over the twelve month period, a decrease of 305 inmates, or three percent. The average daily population during this time period was 9,597 inmates.

Note that the design capacity changed in the middle of the trend period and thus the capacity rate is not provided in Table 2 below. Design capacities listed are based on figures as of the close of the reporting period. In addition, average daily population for MCI-Plymouth is skewed due to the shuttering of the facility.

Table 2

Previous Twelve Months Population in DOC Facilities, July 31, 2016 to June 30, 2017				
Security Level/Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity
Maximum				
MCI-Cedar Junction	675	681	696	555
SBCC	1,091	1,084	1,100	1,024
Sub-Total, Maximum	1,766	1,765	1,796	1,579
Medium				
Massachusetts Treatment Center	520	524	522	561
MCI-Cedar Junction	72	72	72	78
MCI-Concord	711	692	710	614
MCI-Framingham (Female)	478	515	477	452
MCI-Norfolk	1,430	1,443	1,421	1,084
MCI-Shirley	1,143	1,129	1,123	720
NCCI-Gardner	932	937	941	568
OCCC	556	613	575	480
Shattuck Correctional Unit	27	36	26	24
State Hospital @ Bridgewater	276	309	180	227
Sub-Total, Medium	6,145	6,270	6,047	4,808
Minimum				
MA Alcohol and Substance Abuse Center	174	175	248	151
MCI-Shirley	313	321	298	299
NCCI-Gardner	14	18	12	30
OCCC	112	95	151	100
Minimum/Pre-Release				
Boston Pre-Release Center	120	132	119	150
MCI-Plymouth	44	118	0	-
NECC	199	208	192	150
Pondville Correctional Center	139	117	142	100
SMCC (Female)	119	108	125	125
Sub-Total: Minimum/Pre-Release	1,234	1,292	1,287	1,105
Total Custody	9,145	9,327	9,130	7,492
DOC Inmates in Non-DOC Facilities				
Houses of Correction	356	393	293	n.a.
Department of Youth Services	2	3	1	n.a.
Federal Prisons	5	4	6	n.a.
Inter-State Compact	89	91	83	n.a.
Sub-Total, Non-DOC Facilities	452	491	383	n.a.
Total Jurisdiction	9,597	9,818	9,513	7,492

See Technical Notes, p. 4-6, for information regarding design capacity, custody level designations, facility closings or name changes relevant to this time period.

Table 3 presents the county figures for the third quarter of 2017. During the third quarter, the county population decreased by 130 inmates, or one percent, beginning the quarter with 10,599 inmates and ending with 10,469. The average daily population was 10,557 with a design capacity of 11,226. On average, the county facilities operated at 94% of design capacity.

Table 3

Third Quarter 2017						
Population in County Correctional Facilities by County, July 31, 2017 to September 25, 2017						
Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity*	% ADP Capacity	
Barnstable	338	329	341	300	113%	
Berkshire	222	219	221	292	76%	
Bristol	1,262	1,277	1,260	566	223%	
Dukes	19	21	19	19	100%	
Essex	1,521	1,552	1,506	1,654	92%	
Franklin	244	241	241	144	169%	
Hampden	1,393	1,393	1,354	1,632	85%	
Hampshire	246	242	248	287	86%	
Middlesex	998	1,018	971	1,501	66%	
Norfolk	479	491	470	620	77%	
Plymouth	1,039	965	1,107	1,140	91%	
Suffolk	1,711	1,740	1,672	2,249	76%	
Worcester	1,085	1,111	1,059	822	132%	
Total	10,557	10,599	10,469	11,226	94%	

*Design capacity is provided by the County, Federal, and Interstate Unit.

Table 4 presents the breakdown of the county population for the third quarter of 2017 for the counties which operate more than one facility.

Table 4

Third Quarter 2017						
Population in County Correctional Facilities by Facility, July 31, 2017 to September 25, 2017						
Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity	
Bristol County						
Bristol Ash Street	188	189	187	206	91%	
Bristol Dartmouth	973	989	973	304	320%	
Bristol Women's Center	101	99	100	56	180%	
Essex County						
Essex Middleton	1,229	1,249	1,233	1,291	95%	
Essex W.I.T.	29	30	29	23	126%	
Essex LCAC	263	273	244	340	77%	
Hampden County						
Hampden HOC	1,013	1,002	988	1,178	86%	
Hampden WMCAC	116	116	117	148	78%	
Hampden Women's Center	265	275	249	306	87%	
Suffolk County						
Suffolk Nashua Street	686	717	664	453	151%	
Suffolk South Bay	1,026	1,023	1,008	1,796	57%	

See Technical Notes, p. 4-6, for information regarding design capacity, custody level designations, facility closings or name changes relevant to this time period.

Table 5 presents the county figures for the previous twelve months (July 25, 2016 to June 26, 2017). The figures below show that the county population decreased by 417 inmates over this twelve-month period, or four percent, from 11,028 in July 2016 to 10,611 in June 2017.

Table 5

Previous Twelve Months Population in County Correctional Facilities by County, July 25, 2016 to June 26, 2017					
Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Barnstable	374	387	343	300	125%
Berkshire	227	222	239	292	78%
Bristol	1,292	1,302	1,279	566	228%
Dukes	19	20	21	19	100%
Essex	1,571	1,629	1,547	1,654	95%
Franklin	248	242	249	144	172%
Hampden	1,431	1,474	1,386	1,632	88%
Hampshire	244	228	252	287	85%
Middlesex	1,051	1,119	967	1,501	70%
Norfolk	484	513	495	620	78%
Plymouth	1,061	1,049	1,015	1,140	93%
Suffolk	1,669	1,696	1,732	2,249	74%
Worcester	1,118	1,147	1,086	822	136%
Total	10,789	11,028	10,611	11,226	96%

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 County Correctional Facilities by Facility, July 25, 2016 to June 26, 2017					
Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Bristol County					
Bristol Ash Street	186	191	188	206	90%
Bristol Dartmouth	1,018	1,018	999	304	335%
Women's Center	87	93	92	56	155%
Essex County					
Essex Middleton	1,220	1,230	1,228	1,291	95%
Essex W.I.T.	33	37	31	23	143%
Essex LCAC	319	362	288	340	94%
Hampden County					
Hampden HOC	1,055	1,089	1,017	1,178	90%
Hampden WMCAC	100	103	113	148	68%
Hampden Women's Center	276	282	256	306	90%
Suffolk County					
Suffolk Nashua Street	676	690	687	453	149%
Suffolk South Bay	993	1,006	1,045	1,796	55%

See Technical Notes, p. 4-6, for information regarding design capacity, custody level designations, facility closings or name changes relevant to this time period.