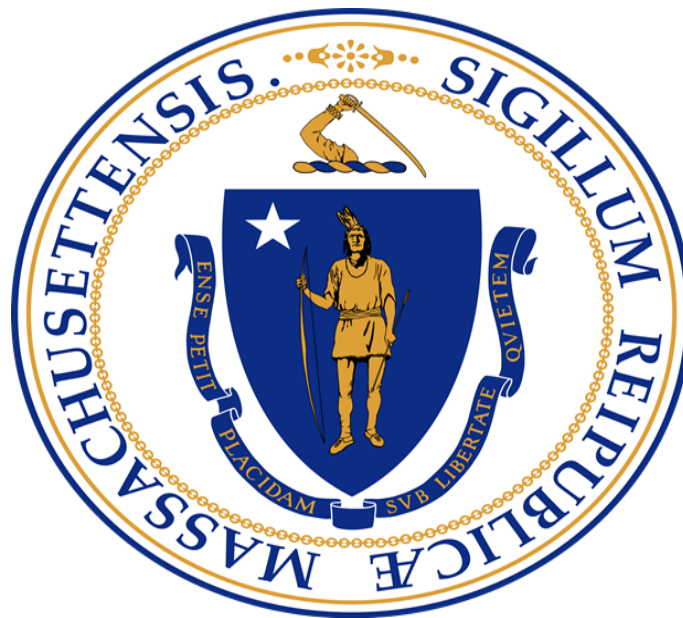


Quarterly Report on the Status of Prison Capacity, Third Quarter 2021

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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October 2021

2021 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.”

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 Third Quarter Report

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Table 1 provides the DOC figures for the third quarter of 2021. The DOC custody population decreased over the quarter, by 125 inmates, or 2.0 percent. By the end of the quarter, the DOC was operating with 6,129 inmates in the system. During the third quarter, the DOC had an average daily custody population of 6,187, operating at 83 percent of the design capacity of 7,494.

DOC inmates housed in non-DOC facilities averaged 303 inmates, the majority housed in county Houses of Correction, and an average of 73 inmates housed in other states. The Electronic Monitoring program (ELMO) established by the DOC in February 2021 showed an average of four (4) inmates during the third quarter of 2021.

Overall, the average daily total DOC jurisdiction population for third quarter of 2021 was 6,489. There was a decrease of 131 inmates, or 2.0 percent, from the beginning to the end of the quarter.

Table 1

Third Quarter 2021					
Population in DOC Facilities, July 31, 2021 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	365	369	374	555	66%
SBCC	530	516	549	1,024	52%
Sub-Total, Maximum	895	885	923	1,579	57%
<u>Medium</u>					
Massachusetts Treatment Center	560	554	563	563	99%
MCI-Cedar Junction	49	51	47	78	63%
MCI-Concord	516	520	502	614	84%
MCI-Framingham (Female)	170	162	181	452	38%
MCI-Norfolk	1,140	1,142	1,135	1,084	105%
MCI-Shirley	780	800	768	720	108%
NCCI-Gardner	715	722	710	568	126%
OSCC	520	523	513	480	108%
Shattuck Correctional Unit	17	15	18	24	71%
State Hospital @ Bridgewater	233	243	227	227	103%
Sub-Total, Medium	4,700	4,732	4,664	4,810	98%
<u>Minimum</u>					
MASPLY	104	150	60	151	69%
MCI-Shirley	n.a	n.a	n.a	299	n.a
NCCI-Gardner	n.a	n.a	n.a	30	n.a
OSCC	87	84	87	100	87%
<u>Minimum/Pre-Release</u>					
Boston Pre-Release Center	71	68	73	150	47%
NECC	204	205	203	150	136%
Pondville Correctional Center	126	130	119	100	126%
SMCC (Female)	n.a	n.a	n.a	125	n.a
Sub-Total, Minimum/Pre-Release	592	637	542	1,105	54%
Total Custody	6,187	6,254	6,129	7,494	83%
<u>DOC Inmates in Non-DOC Facilities</u>					
Houses of Correction	215	208	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	73	74	72	n.a.	n.a.
DOC Electronic Monitoring Program	4	5	3	n.a.	n.a.
Sub-Total, Non-DOC Facilities	303	298	292	n.a.	n.a.
Total Jurisdiction	6,489	6,552	6,421	7,494	87%

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 741 inmates, or 10.5 percent.

DOC inmates housed in non-DOC facilities had an average daily population of 282 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 185.

The average DOC jurisdiction population was 6,881. During the 12-month period, this population went from 7,306 to 6,571, experiencing a decrease of 735 inmates, or 10.1 percent.

Table 2

**Previous Twelve Months
Population in DOC Facilities, July 31, 2020 to June 30, 2021**

Security Level/Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Maximum					
MCI-Cedar Junction	370	359	341	555	67%
SBCC	602	672	537	1,024	59%
Sub-Total, Maximum	971	1,031	878	1,579	62%
Medium					
Massachusetts Treatment Center	551	538	563	563	98%
MCI-Cedar Junction	52	57	54	78	67%
MCI-Concord	511	535	512	614	83%
MCI-Framingham (Female)	171	184	169	452	38%
MCI-Norfolk	1,201	1,257	1,146	1,084	111%
MCI-Shirley	869	921	807	720	121%
NCCI-Gardner	820	895	728	568	144%
OCCC	589	629	530	480	123%
Shattuck Correctional Unit	18	19	20	24	74%
State Hospital @ Bridgewater	214	212	236	227	94%
Sub-Total, Medium	4,997	5,247	4,765	4,810	104%
Minimum					
MASAC/MASPLY	75	112	134	151	50%
MCI-Shirley	172	201	0	299	58%
NCCI-Gardner	n.a	n.a	n.a	30	n.a.
OCCC	83	86	91	100	83%
Minimum/Pre-Release					
Boston Pre-Release Center	62	57	75	150	42%
NECC	167	152	213	150	111%
Pondville Correctional Center	125	112	136	100	125%
SMCC (Female)	27	35	0	125	22%
Sub-Total, Minimum/Pre-Release	631	755	649	1,105	57%
Total Custody	6,599	7,033	6,292	7,494	88%
DOC Inmates in Non-DOC Facilities					
Houses of Correction	192	183	185	n.a.	n.a.
Department of Youth Services	0	1	0	n.a.	n.a.
Federal Prisons	11	11	11	n.a.	n.a.
Inter-State Compact	77	78	77	n.a.	n.a.
DOC Electronic Monitoring Program	6	n.a.	6	n.a.	n.a.
Sub-Total, Non-DOC Facilities	282	273	279	n.a.	n.a.
Total Jurisdiction	6,881	7,306	6,571	7,494	92%

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 third quarter of 2021. During the third quarter, the county population increased by 381 inmates, or 6.1 percent, continuing the upward trend that began in the second quarter. The average daily population across all counties was 6,455, together operating at 58 percent of these facilities' design capacity.

Table 3

**Third Quarter 2021
Population in County Correctional Facilities by County,
July 26, 2021 to September 27, 2021**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Barnstable	172	171	176	300	57%
Berkshire	138	131	140	292	47%
Bristol	652	625	676	566	115%
Dukes	12	10	12	19	63%
Essex	1,084	1,049	1,121	1,654	66%
Franklin	141	139	146	144	98%
Hampden	836	817	848	1,632	51%
Hampshire	122	113	129	287	43%
Middlesex	624	629	623	1,501	42%
Norfolk	338	331	343	620	54%
Plymouth	632	603	639	1,140	55%
Suffolk	1,066	1,028	1,103	2,249	47%
Worcester	639	600	671	822	78%
Total	6,455	6,246	6,627	11,226	58%

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

Table 4

**Third Quarter 2021
Population in County Correctional Facilities by Facility,
July 26, 2021 to September 27, 2021**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Bristol County					
Bristol Ash Street	85	82	90	206	41%
Bristol Dartmouth	534	514	553	304	176%
Bristol Women's Center	32	29	33	56	58%
Essex County					
Essex Middleton	996	967	1,028	1,291	77%
Essex W.I.T.	15	15	15	23	64%
Essex LCAC	73	67	78	340	21%
Hampden County					
Hampden HOC	669	658	672	1,178	57%
Hampden WMCAC	53	47	59	148	36%
Hampden Women's Center	114	47	117	306	30%
Suffolk County					
Suffolk Nashua Street	447	345	516	453	99%
Suffolk South Bay	619	683	587	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 357 inmates, or 6.3 percent, between July 2020 and June 2021. Starting the trend period with an increase of 9.6 percent between July and November 2020, the population decreased by 6.8 percent between November 2020 and April 2021, ending the trend period with two months of increase (4.0 percent between April and June 2021). Over the trend period, the county facilities operated on average at 53 percent of their total design capacity.

Table 5

**Previous Twelve Months
Population in County Correctional Facilities by County,
July 27, 2020 to June 28, 2021**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
Barnstable	176	158	166	300	59%
Berkshire	135	136	132	292	46%
Bristol	655	672	596	566	116%
Dukes	6	7	8	19	33%
Essex	996	970	1,029	1,654	60%
Franklin	138	143	135	144	96%
Hampden	752	643	788	1,632	46%
Hampshire	116	120	112	287	41%
Middlesex	558	546	614	1,501	37%
Norfolk	352	311	339	620	57%
Plymouth	582	602	553	1,140	51%
Suffolk	950	864	998	2,249	42%
Worcester	562	516	575	822	68%
Total	5,979	5,688	6,045	11,226	53%

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,
July 27, 2020 to June 28, 2021**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design/Rated Capacity	% ADP Capacity
8569 Bristol County					
Bristol Ash Street	84	83	79	206	41%
Bristol Dartmouth	541	571	489	304	178%
Women's Center	30	18	28	56	54%
Essex County					
Essex Middleton	908	872	947	1291	70%
Essex W.I.T.	12	6	18	23	52%
Essex LCAC	76	92	64	340	22%
Hampden County					
Hampden HOC	635	564	649	1,178	54%
Hampden WMCAC	36	16	51	148	24%
Hampden Women's Center	81	63	88	306	26%
Suffolk County					
Suffolk Nashua Street	436	426	314	453	96%
Suffolk South Bay	514	436	684	1,796	29%

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 February 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
OCCC	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.