

The Commonwealth of Massachusetts

Executive Office of Health and Human Services

Department of Public Health

Bureau of Environmental Health

Community Sanitation Program

67 Forest Street, Suite # 100

MARYLOU SUDDERS

Secretary

MONICA BHAREL, MD, MPH Commissioner

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October 29, 2019

Suzanne Thibault, Superintendent

MCI Framingham

99 Loring Drive

P.O. Box 9007

Framingham, MA 01701 (electronic copy)

Re: Facility Inspection – South Middlesex Correctional Center, Framingham

Dear Superintendent Thibault:

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 South Middlesex Correctional Center on October 25, 2019 accompanied by Sam Souza, Environmental Health and Safety Officer and Tony Montonari, Maintenance Supervisor. Violations noted during the inspection are listed below including 13 repeat violations:

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

 Sincerely,

 

 Amy Riordan, MPH

 Field Supervisor, EA III, CSP, BEH

cc: Monica Bharel, MD, MPH, Commissioner, DPH

Jana Ferguson, 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)

Nelson Alves, Director, Policy Development and Compliance Unit (electronic copy)

 Sam Souza, EHSO (electronic copy)

Sam Wong, PhD, REHS/RS, Director, Framingham Health Department (electronic copy)

 Clerk, Massachusetts House of Representatives

 Clerk, Massachusetts Senate

**HEALTH AND SAFETY VIOLATIONS**

(*\* indicates conditions documented on previous inspection reports*)

**3rd FLOOR**

*Hallway*

No Violations Noted

*Bathroom 3-3*

105 CMR 451.123 Maintenance: Paper towels not in holder

105 CMR 451.123 Maintenance: Floor paint damaged in shower # 1

105 CMR 451.123 Maintenance: Drain cover loose in shower # 2

*Cells*

105 CMR 451.353\* Interior Maintenance: Ceiling damaged in cell # 337

105 CMR 451.353 Interior Maintenance: Ceiling damaged in cell # 321, 330, and 332

105 CMR 451.353 Interior Maintenance: Wall unfinished in cell # 330

105 CMR 451.141 Screens: Screen damaged in cell # 338

105 CMR 451.353 Interior Maintenance: Window shade damaged in cell # 307

105 CMR 451.353 Interior Maintenance: Wall damaged in cell # 310

105 CMR 451.353 Interior Maintenance: Wall paint damaged in cell # 316 and 319

*Maintenance Office # 309*

 No Violations Noted

*Command Post # 311*

 No Violations Noted

*Office # 315*

105 CMR 451.200 Food Storage, Preparation and Service: Food storage not in compliance with 105 CMR 590.000, no functioning thermometer in refrigerator

105 CMR 451.200 Food Storage, Preparation and Service: Food preparation not in compliance with 105 CMR 590.000, interior of microwave oven dirty

105 CMR 451.200 Food Storage, Preparation and Service: Food storage not in compliance with 105 CMR 590.000, refrigerator dirty

*Kitchenette*

 No Violations Noted

*Closet 3-A*

 No Violations Noted

*Bathroom 3-2*

105 CMR 451.123 Maintenance: Soap scum on floor and wall in shower # 2 and 3

*Closet 3-B*

 No Violations Noted

*Slop Sink 3-C*

 No Violations Noted

*Phone Area*

 No Violations Noted

*Bathroom 3-1*

105 CMR 451.123 Maintenance: Interior of shower walls rusted in shower # 1, 2, and 3

105 CMR 451.123 Maintenance: Shower # 1 rusted at corner

*Slop Sink 3-D*

 No Violations Noted

*Closet 3-E*

 No Violations Noted

*Cleaning Utilities*

 No Violations Noted

**2nd FLOOR**

*Hallway*

105 CMR 451.200 Food Storage, Preparation and Service: Food preparation not in compliance with 105 CMR 590.000, interior of microwave oven dirty

105 CMR 451.353 Interior Maintenance: Wall paint damaged near phones

*Office # 249*

 No Violations Noted

*Cells*

105 CMR 451.353 Interior Maintenance: Wall paint damaged in cell # 218

105 CMR 451.353 Interior Maintenance: Wall unfinished in cell # 207 and 211

105 CMR 451.353 Interior Maintenance: Window shade damaged in cell # 221

*Cleaning Utilities*

 No Violations Noted

*Closet 2-G*

 Unable to Inspect – Asbestos abatement ongoing

*Closet 2-F*

 Unable to Inspect – Asbestos abatement ongoing

*Bathroom 2-4*

 Unable to Inspect – Asbestos abatement ongoing

*Phone Area*

 Unable to Inspect – Asbestos abatement ongoing

*Closet 2-D*

 Unable to Inspect – Asbestos abatement ongoing

*Closet 2-C*

 Unable to Inspect – Asbestos abatement ongoing

*Bathroom 2-3*

 Unable to Inspect – Asbestos abatement ongoing

*Closet 2-E*

 Unable to Inspect – Asbestos abatement ongoing

*Kitchenette*

No Violations Noted

*Unit Team Office*

 No Violations Noted

*Bathroom 2-2*

105 CMR 451.123\* Maintenance: Walls and floors stained brown in shower # 1 and 2

105 CMR 451.123 Maintenance: Wall paint damaged in window frame

105 CMR 451.123\* Maintenance: Shower curtain damaged in shower # 2

*Office # 227*

105 CMR 451.353 Interior Maintenance: Wall damaged

*Bathroom 2-1*

105 CMR 451.123\* Maintenance: Floor paint damaged in shower # 2

105 CMR 451.123 Maintenance: Floor paint damaged in shower # 1 and 3

105 CMR 451.123\* Maintenance: Walls and floors stained brown in shower # 3

105 CMR 451.123\* Maintenance: Floor drain loose in shower # 2 and 3

*Closet 2-A*

 Unable to Inspect – Asbestos abatement ongoing

**1st FLOOR**

**Administration Area**

*Deputy’s Office*

 No Violations Noted

*Conference Room # 2*

 No Violations Noted

*Janitor’s Closet*

 No Violations Noted

*IPS # 4*

 No Violations Noted

*Deputy Assistant’s Office # 3*

 No Violations Noted

*Records # 5*

 No Violations Noted

*Director of Treatment # 7*

 No Violations Noted

*Treasurer’s Office # 6*

 No Violations Noted

*Operations # 8*

 No Violations Noted

*ACA Office # 9*

 No Violations Noted

*Female Bathroom*

105 CMR 451.123 Maintenance: Paper towels not in holder

*Male Bathroom*

 No Violations Noted

**Visiting Area**

*Inmate Bathroom*

 No Violations Noted

*Visitor’s (Female) Bathroom*

 No Violations Noted

*Electrical Closets*

 No Violations Noted

*Vending Machine Area*

 No Violations Noted

**Holding Cell**

105 CMR 451.124\* Water Supply: Insufficient cold water supply in quantity and pressure at sink

105 CMR 451.123 Maintenance: Paper towels not in holder

**Control Center**

*Shift Commander’s Office*

105 CMR 451.200 Food Storage, Preparation and Service: Food preparation not in compliance with 105 CMR 590.000, interior of microwave oven dirty

*Security Equipment Room*

105 CMR 451.353 Interior Maintenance: Wall damaged

*Refrigerator Room*

 No Violations Noted

**Remaining Facility**

*Meeting Room (# 11)*

 No Violations Noted

*Classroom # 1(#12)*

 No Violations Noted

*Room #13*

 No Violations Noted

*Medical Exam Room (#14)*

 No Violations Noted

*Closet 1-A*

 No Violations Noted

*Physical Therapy (#16)*

 No Violations Noted

*Treatment Room (#18)*

 No Violations Noted

*Medical Services (HSU #15)*

105 CMR 451.353 Interior Maintenance: Wall damaged

*Medical Room (in HSU)*

105 CMR 451.353 Interior Maintenance: Wall damaged

*Closet 1-B*

 No Violations Noted

*Room # 20*

 No Violations Noted

*Telephone Room (#17)*

 No Violations Noted

*Dental Office (#22)*

 No Violations Noted

*Room #19*

 No Violations Noted

*Multi-Purpose Room # 2 (#24)*

 No Violations Noted

*Mental Health Office (#21)*

 No Violations Noted

*Toxic Caustic Room*

105 CMR 451.353\* Interior Maintenance: Ceiling water damaged and unfinished

105 CMR 451.350 Structural Maintenance: Ceiling severely water damaged

*Medical Waste Storage (in Toxic Caustic Room)*

105 CMR 480.500(A) Procedures; Records; Record-Keeping Log: Generator had no written procedures for maintaining compliance with 480.000

105 CMR 480.500(A)(2) Procedures; Records; Record-Keeping Log: Generator lacked written procedures for safe handling within the facility

105 CMR 480.500(A)(3) Procedures; Records; Record-Keeping Log: Generator had no written documentation for blood borne pathogen training

*Chaplain’s Office (#26)*

 No Violations Noted

*Laundry (#23)*

 No Violations Noted

*Library (#28)*

 No Violations Noted

*Hair Salon (#25)*

 No Violations Noted

*Closet 1-C*

 No Violations Noted

*Closet 1-D*

 No Violations Noted

*Classroom # 2 (#30)*

105 CMR 451.353 Interior Maintenance: Table damaged

*Closet 1-E*

 No Violations Noted

*Room # 32*

105 CMR 451.353 Interior Maintenance: Ceiling paint peeling

*Staff Locker Room (#27)*

 No Violations Noted

*Classroom # 3 (#34)*

 No Violations Noted

*Break Room*

105 CMR 451.360\* Protective Measures: Mouse droppings observed

**BASEMENT**

**Dining Area**

 No Violations Noted

**Main Kitchen**

FC 6-501.12(A)\* Maintenance and Operation; Cleaning: Facility not cleaned properly, mouse droppings observed

FC 6-501.11 Maintenance and Operation; Repairing: Facility not in good repair, pipe insulation damaged

**Dishwasher Area**

FC 5-205.15(B) Plumbing System, Operations and Maintenance: Plumbing system not maintained in good repair, sink leaking

*Dishwasher Storage Area*

 No Violations Noted

*Toxic Caustic Room*

 No Violations Noted

**Loading Dock**

 No Violations Noted

*Walk-in Freezer*

 No Violations Noted

*Walk-in Refrigerator*

 No Violations Noted

*Dry Goods*

FC 6-501.12(A)\* Maintenance and Operation; Cleaning: Facility not cleaned properly, mouse droppings observed

*Long Term Storage*

 No Violations Noted

*IPS Evidence*

 No Violations Noted

*Kitchen Bathroom*

 No Violations Noted

*Electrical Room*

 No Violations Noted

*Generator Room*

 No Violations Noted

*Office Supply/Storage*

 No Violations Noted

*Lock Shop*

 Unable to Inspect - Locked

*Bucket Room*

 No Violations Noted

*Recreational Room*

105 CMR 451.353 Interior Maintenance: Floor paint damaged

*Ventilation Room (Fan Room)*

 No Violations Noted

*Gym*

 No Violations Noted

*Mop Closet (across from Gym)*

 No Violations Noted

*Property (large)*

 No Violations Noted

*Inmate Boutique and Property*

 No Violations Noted

*Warehouse*

 No Violations Noted

*Tool Crib*

 No Violations Noted

**FAMILY RE-UNIFICATION HOUSE**

**1st Floor**

 No Violations Noted

**2nd Floor**

 No Violations Noted

*Bathroom*

 No Violations Noted

*Hallway*

 No Violations Noted

*Classroom*

 Unable to Inspect - Under Construction

*Office*

 No Violations Noted

**Basement**

 No Violations Noted

**EXTERIOR**

 No Violations Noted

**GARAGE**

 No Violations Noted

**Observations and Recommendations**

1. The inmate population was 76 at the time of inspection.
2. The 2nd floor was undergoing asbestos abatement from the ceiling. Only half of the 2nd floor was able to be used, the area will not be used to house any inmates until the area has been 100% abated.
3. The ceiling in the Toxic/Caustic room is severely damaged and appears to be rotted from all the water damage. The Department recommends limiting access to this area until the damage can be repaired.

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](http://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](http://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](http://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,

 

 Amy Riordan, MPH Field Supervisor, EA III, CSP, BEH