

The Commonwealth of Massachusetts

Executive Office of Health and Human Services

Department of Public Health

Bureau of Environmental Health

Community Sanitation Program

5 Randolph Street

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| DEVAL L. PATRICK  GOVERNOR  JOHN W. POLANOWICZ  SECRETARY  CHERYL BARTLETT, RN  COMMISSIONER |

April 16, 2014

Thomas M. Hodgson, Sheriff

Bristol County Sheriff’s Office

Bristol County Jail and House of Correction

400 Faunce Corner Road

North Dartmouth, MA 02747

Re: Facility Inspection – Bristol County Jail and House of Correction, North Dartmouth

Dear Sheriff Hodgson:

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 1999 Food Code; and 105 CMR 205.000 Minimum Standards Governing Medical Records and the Conduct of Physical Examinations in Correctional Facilities; I conducted an inspection of the Bristol County Jail and House of Correction on March 26, 2014 accompanied by Lieutenant Andrew Mitzan, EHSO and Jonathan Brown, Community Sanitation Program. Violations noted during the inspection are listed below including 72 repeat violations:

**HEALTH AND SAFETY VIOLATIONS**

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

**Entrance**

*Administration Area*

105 CMR 451.353\* Interior Maintenance: Ceiling not maintained in good repair, ceiling tiles damaged

*Lobby*

No Violations Noted

*Male Bathroom*

105 CMR 451.110(A) Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink

*Female Bathroom*

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, sink # 2 leaking

*Male Shower Room*

105 CMR 451.110(A) Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink

*Female Shower Room*

No Violations Noted

**Units**

**EC Unit**

*Main Area*

105 CMR 451.353 Interior Maintenance: Floor not maintained in good repair, floor tiles damaged outside showers

*Janitor’s Closet – 2nd Floor*

No Violations Noted

*Showers – 2nd Floor*

No Violations Noted

*Janitor’s Closet – 1st Floor*

105 CMR 451.353 Interior Maintenance: Wall not maintained in good repair, paint peeling

105 CMR 451.353 Interior Maintenance: Ceiling not maintained in good repair, paint peeling

*Showers – 1st Floor*

105 CMR 451.123 Maintenance: Floor drains clogged in showers

105 CMR 451.123 Maintenance: Light out in showers

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space, all cells double-bunked

105 CMR 451.353\* Interior Maintenance: Floor not maintained in good repair, floor damaged in cell # G2, G3, G7, G8, and M4

**EE Unit**

*Main Area*

105 CMR 451.353 Interior Maintenance: Floor dirty

*Showers – 2nd Floor*

Unable to Inspect – In Use

*Janitor’s Closet – 1st Floor*

105 CMR 451.353 Interior Maintenance: Wet mop stored on floor

*Showers – 1st Floor*

No Violations Noted

*Cells*

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, toilet leaking in cell # G3

**ED Unit**

*Main Area*

No Violations Noted

*Computer Room*

No Violations Noted

*Showers – 2nd Floor*

No Violations Noted

*Janitor’s Closet – 1st Floor*

No Violations Noted

*Cells*

105 CMR 451.321\* Overcrowding: All cells double-bunked

105 CMR 451.353\* Interior Maintenance: Floor not maintained in good repair, floor tiles damaged in cell # G1, G2, G3, and G4

105 CMR 451.353 Interior Maintenance: Floor not maintained in good repair, floor tiles damaged in cell # M4

**EB Unit – Female**

*Main Area*

105 CMR 451.353 Interior Maintenance: Floor not maintained in good repair, floor tiles damaged

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, washing machine leaking at wall connection

*Bathroom – 2nd Floor*

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, toilet out-of-order

105 CMR 451.123 Maintenance: Floor tiles damaged

*Showers – 2nd Floor*

No Violations Noted

*Bathroom – 1st Floor*

105 CMR 451.123 Maintenance: Ceiling vent dusty

*Showers – 1st Floor*

105 CMR 451.123 Maintenance: Appearance of mold on door frame

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space, all cells double-bunked

105 CMR 451.353 Interior Maintenance: Light shield missing in cell # 13

*Janitor’s Closet – 1st Floor*

105 CMR 451.353 Interior Maintenance: Floor not maintained in good repair, floor tiles damaged

**EA Unit – Female**

*Control*

No Violations Noted

*Main Area*

105 CMR 451.353 Interior Maintenance: Floor not maintained in good repair, floor tiles damaged

*Caseworker’s Office*

105 CMR 451.353\* Interior Maintenance: Chair padding damaged

*Nurse’s Office*

105 CMR 451.353\* Interior Maintenance: Ceiling not maintained in good repair, ceiling tiles damaged

*Janitor’s Closet*

No Violations Noted

*Showers – 2nd Floor*

No Violations Noted

*Showers – 1st Floor*

No Violations Noted

*Cells*

105 CMR 451.321\* Overcrowding: All cells double-bunked

105 CMR 451.353\* Interior Maintenance: Floor not maintained in good repair, floor damaged in cell # G3

105 CMR 451.353 Interior Maintenance: Floor not maintained in good repair, floor damaged in cell # G4

**FB Unit**

*Control*

No Violations Noted

*Medical Room*

105 CMR 451.353 Interior Maintenance: Handwash sink dirty

*Janitor’s Closet – 2nd Floor*

105 CMR 451.353 Interior Maintenance: Wet mop stored in bucket

*Showers – 2nd Floor*

105 CMR 451.123 Maintenance: Floor dirty in shower # 1-3

105 CMR 451.123 Maintenance: Ceiling vent dusty in shower # 1-3

*Showers – 1st Floor*

105 CMR 451.123\* Maintenance: Ceiling vent dusty in shower # 1-3

105 CMR 451.123\* Maintenance: Floor damaged outside showers

*Cells*

105 CMR 451.321\* Overcrowding: All cells double-bunked

105 CMR 451.353\* Interior Maintenance: Floor not maintained in good repair, floor damaged in cell # G9 and G15

105 CMR 451.353 Interior Maintenance: Floor not maintained in good repair, floor damaged in cell # G13

**FA Unit**

*Control*

No Violations Noted

*Showers – 2nd Floor*

105 CMR 451.123\* Maintenance: Ceiling vent dusty in shower # 1-3

105 CMR 451.123 Maintenance: Floor tiles damaged outside showers

105 CMR 451.123 Maintenance: Ceiling damaged outside showers, paint peeling

*Janitor’s Closet – 1st Floor*

No Violations Noted

*Showers – 1st Floor*

105 CMR 451.123\* Maintenance: Ceiling vent dusty in shower # 1-3

*Cells*

105 CMR 451.321\* Overcrowding: All cells double-bunked

105 CMR 451.353\* Interior Maintenance: Floor not maintained in good repair, floor tiles damaged in cell # M15

105 CMR 451.353 Interior Maintenance: Floor not maintained in good repair, floor tiles damaged in cell # M1

**Courtyard Units**

**GA Unit**

*Handicap Shower*

No Violations Noted

*Bathroom – 2nd Floor*

105 CMR 451.121(A)\* Privacy: Missing privacy partition between toilets in bathroom

105 CMR 451.123 Maintenance: Floor dirty

*Showers – 2nd Floor*

105 CMR 451.123 Maintenance: Door frames rusted

105 CMR 451.123 Maintenance: Appearance of mold on ceiling outside showers near cell # M2

*Bathroom – 1st Floor*

105 CMR 451.130\* Plumbing: Plumbing not maintained in good repair, toilet leaking

105 CMR 451.123 Maintenance: Floor dirty

*Showers – 1st Floor*

105 CMR 451.123 Maintenance: Door frames rusted

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower leaking at shower # GG-A28

*Cells*

105 CMR 451.321\* Overcrowding: All cells double-bunked

105 CMR 451.353 Interior Maintenance: Light shield missing in cell # M8

**GB Unit**

*Handicap Shower*

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower leaking

*Bathroom – 2nd Floor*

105 CMR 451.130\* Plumbing: Plumbing not maintained in good repair, urinal out-of-order

105 CMR 451.121(A)\* Privacy: No privacy partition between toilets

*Showers – 2nd Floor*

105 CMR 451.123\* Maintenance: Ceiling vent dusty in shower # 1-3

*Bathroom – 1st Floor*

105 CMR 451.121(A)\* Privacy: No privacy partition between toilets

105 CMR 451.110(A)\* Hygiene Supplies at Toilet and Handwash Sink: No soap at handwash sinks

105 CMR 451.123 Maintenance: Floor dirty

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, urinal leaking

*Showers – 1st Floor*

105 CMR 451.123 Maintenance: Door frames rusted

*Janitor’s Closet*

105 CMR 451.353 Interior Maintenance: Wet mop stored in bucket

*Cells*

105 CMR 451.321 Cell Size: Inadequate floor space, all cells double-bunked

105 CMR 451.353 Interior Maintenance: Light shield missing in cell # M16

**GC Unit – Former Gym**

*Main Area*

105 CMR 451.353 Interior Maintenance: Floor not maintained in good repair, floor damaged in several areas

*Bathroom*

105 CMR 451.123 Maintenance: Shower curtains missing in showers

105 CMR 451.123 Maintenance: Soap scum on walls in shower # 1-6

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower leaking in shower # 1, 3, 4, and 5

*Sleeping Area*

No Violations Noted

**HB Unit**

*Main Area*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Showers – 2nd Floor*

105 CMR 451.123\* Maintenance: Floor dirty in shower

105 CMR 451.123 Maintenance: Ceiling vent dusty in shower

105 CMR 451.123 Maintenance: Soap scum on walls in shower

105 CMR 451.123 Maintenance: Appearance of mold on ceiling outside of showers

*Janitor’s Closet – 1st Floor*

105 CMR 451.353 Interior Maintenance: Ceiling not maintained in good repair, ceiling damaged

*Showers – 1st Floor*

105 CMR 451.123 Maintenance: Appearance of mold on ceiling outside of showers

*Cells*

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, toilet leaking in cell # G20

105 CMR 451.344 Illumination in Habitable Areas: Light not functioning properly, light out in cell # M14

**HA Unit**

*Main Area*

No Violations Noted

*Showers – 2nd Floor*

105 CMR 451.123 Maintenance: Ceiling vent dusty in shower # 1-3

*Janitor’s Closet – 1st Floor*

105 CMR 451.353 Interior Maintenance: Wet mop stored in bucket

*Showers – 1st Floor*

No Violations Noted

*Cells*

105 CMR 451.321 Cell Size: Inadequate floor space, all cells double-bunked

**Inside Area**

**Rotunda**

No Violations Noted

**Barber Shop**

No Violations Noted

**Laundry**

No Violations Noted

*Inmate Bathroom # 1*

105 CMR 451.123\* Maintenance: Floor dirty

*Inmate Bathroom # 2*

105 CMR 451.123 Maintenance: Ceiling vent missing

105 CMR 451.123\* Maintenance: Floor dirty

**Trash Room**

No Violations Noted

**Receiving Yard**

No Violations Noted

**Maintenance Shop**

FC 4-602.12(B)\* Cleaning of Equipment and Utensils; Frequency: Interior of microwave oven dirty

**Print Shop**

105 CMR 451.353\* Interior Maintenance: Wet mop stored in bucket

**Wood Shop**

FC 4-602.12(B)\* Cleaning of Equipment and Utensils; Frequency: Interior of microwave oven dirty

**Welding Shop**

No Violations Noted

**Staff Dining Room**

FC 4-602.12(B)\* Cleaning of Equipment and Utensils; Frequency: Interior of microwave oven dirty

FC 4-903.11(A)(2)\* Protection of Clean Items, Storing: Single-service items not protected from contamination, utensils left uncovered

FC 4-601.11(c)\* Cleaning of Equipment and Utensils, Objective: Non-food contact surface dirty, interior of freezer dirty

FC 6-201.11 Design, Construction and Installation: Floor not easily cleanable, floor tiles damaged

*Staff Bathroom # 1*

105 CMR 451.123 Maintenance: Air vent dirty

*Staff Bathroom # 2*

105 CMR 451.123 Maintenance: Air vent dirty

**Property Room**

No Violations Noted

**Chapel**

105 CMR 451.353 Interior Maintenance: Ceiling not maintained in good repair, ceiling tiles missing 105 CMR 451.110(A) Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink

**Civilian Visiting Rooms**

No Violations Noted

**Non-Contact Visiting Room**

105 CMR 451.353 Interior Maintenance: Walls dirty

*Inmate Bathroom*

105 CMR 451.110(A) Hygiene Supplies at Toilet and Handwash Sink: No paper towels at handwash sink

**HSU**

*Staff Bathroom*

No Violations Noted

*Inmate Bathroom*

No Violations Noted

*Inmate Shower Room*

105 CMR 451.123 Maintenance: Floor dirty

*Offices*

FC 4-602.12(B)\* Cleaning of Equipment and Utensils; Frequency: Interior of microwave oven dirty

FC 4-602.11(E)(4)(b)\* Cleaning of Equipment and Utensils, Frequency: Interior surfaces of ice machine dirty

*Trauma Room*

No Violations Noted

*Dental Area*

No Violations Noted

*Lab*

105 CMR 451.126 Hot Water: Hot water temperature recorded at 1040F

*Exam Room # 1*

No Violations Noted

*Exam Room # 2*

105 CMR 451.353 Interior Maintenance: Exam table padding damaged

*Control Area*

No Violations Noted

*Janitor’s Closet*

No Violations Noted

*Single Cells*

No Violations Noted

*Ward A*

105 CMR 451.140 Adequate Ventilation: Inadequate ventilation, ceiling ventilation grille blocked

*Ward B*

No Violations Noted

**Dispatch/Receiving**

*Property*

No Violations Noted

*Sally Port*

No Violations Noted

*Female Staff Bathroom*

No Violations Noted

*Male Staff Bathroom*

105 CMR 451.123 Maintenance: Ceiling damaged, paint peeling

*Janitor’s Closet*

No Violations Noted

*Medical Office*

No Violations Noted

*Male Cells*

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, water controls out-of-order in cell # 2 and 6

*Female Cells*

105 CMR 451.353 Interior Maintenance: Appearance of mold on ceiling in cell # 1

**Sector D**

*Muster Room*

No Violations Noted

*Classrooms*

105 CMR 451.353 Interior Maintenance: Ceiling not maintained in good repair, ceiling tiles missing in room # B and C

*Classification*

FC 4-602.12(B) Cleaning of Equipment and Utensils; Frequency: Interior of microwave oven dirty

*Inmate Bathroom # 1*

No Violations Noted

*Inmate Bathroom # 2*

105 CMR 451.123 Maintenance: Floor tiles damaged

*Male Staff Bathroom*

105 CMR 451.123 Maintenance: Floor dirty

*Female Staff Bathroom*

105 CMR 451.123 Maintenance: Floor dirty

*Janitor’s Closet*

No Violations Noted

**Food Service**

**Kitchen**

FC 6-501.11\* Maintenance and Operation; Repairing: Facility not in good repair, floor damaged

*3-Bay Sink*

FC 5-205.15(B) Plumbing System, Operations and Maintenance: Plumbing system not maintained in good repair, faucet leaking at 3-bay sink

*Handwash Sink (near 3-bay sink)*

FC 5-202.12(A) Plumbing System, Design: Handwashing sinks water temperature recorded at 1020F

*Kettle Area*

No Violations Noted

*Inmate Dining*

FC 6-501.11\* Maintenance and Operation; Repairing: Facility not in good repair, ceiling tiles damaged

*Dry Food Storage*

No Violations Noted

*Dishwashing Machine Area*

FC 4-903.11(A)(2) Protection of Clean Items, Storing: Single-service items not protected from contamination, utensils left uncovered

*Handwash Sink (near dishwashing machine)*

FC 5-202.12(A) Plumbing System, Design: Handwashing sinks water temperature recorded at 1040F

*Cooler # 1*

No Violations Noted

*Cooler # 2*

FC 6-501.11 Maintenance and Operation; Repairing: Facility not in good repair, light out

*Freezer # 1*

FC 6-501.11 Maintenance and Operation; Repairing: Facility not in good repair, light out

**Modular Building**

**Modular Kitchen**

FC 6-201.16(A) Design, Construction, and Installation; Cleanability: Walls not easily cleanable, paint peeling

**1 West**

*Laundry*

No Violations Noted

*Janitor’s Closet*

No Violations Noted

*Bathroom 1 (right side)*

105 CMR 451.123\* Maintenance: Floor dirty

105 CMR 451.121(A) Privacy: Missing privacy partition between toilets and showers

*Bathroom 2 (left side)*

105 CMR 451.121(A)\* Privacy: Missing privacy partition between showers and toilets

105 CMR 451.123\* Maintenance: Floor dirty

*Dorms*

105 CMR 451.321\* Cell Size: Inadequate floor space in all dorms

**1 East**

*Laundry*

No Violations Noted

*Storage*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Janitor’s Closet*

105 CMR 451.353 Interior Maintenance: Light shield missing

*Bathroom 1 (right side)*

105 CMR 451.121(A)\* Privacy: Missing privacy partition between showers and toilets

*Bathroom 2 (left side)*

105 CMR 451.121(A)\* Privacy: Missing privacy partition between showers and toilets

105 CMR 451.123\* Maintenance: Floor dirty

*Dorms*

105 CMR 451.321\* Cell Size: Inadequate floor space in all dorms

**2 West**

*Janitor’s Closet*

105 CMR 451.353 Interior Maintenance: Ceiling not maintained in good repair, paint peeling

*Bathroom 1 (right side)*

105 CMR 451.121(A)\* Privacy: Missing privacy partition between showers and toilets

*Bathroom 2 (left side)*

105 CMR 451.121(A)\* Privacy: Missing privacy partition between showers and toilets

*Dorms*

105 CMR 451.321\* Cell Size: Inadequate floor space in all dorms

**2 East**

*Bathroom 1 (right side)*

105 CMR 451.121(A)\* Privacy: No privacy partition between toilets and showers

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, urinal out-of-order

*Bathroom 2 (left side)*

105 CMR 451.121(A)\* Privacy: No privacy partition between toilets and showers

*Dorms*

105 CMR 451.321\* Cell Size: Inadequate floor space in all dorms

**Training Area**

*Storage Closet*

No Violations Noted

*Inmate Bathroom*

No Violations Noted

*Staff Bathroom*

No Violations Noted

**Mods Intake Area**

*Bathroom # 1*

105 CMR 451.123 Maintenance: Handwash sink dirty

*Bathroom # 2*

No Violations Noted

**Observations and Recommendations**

1. The inmate population was 888 at the time of inspection.
2. During the inspection, the Department recommended that all showers and cells be identified with a numbering system. This will assist the Department and correctional employees better recognize where issues exist.

This facility does not comply with the Department’s Regulations cited above. In accordance with 105 CMR 451.404, please indicate next to each entry on the inspection report a plan of correction. Said plan of correction must be submitted within ten working days of receiving this report and should detail the specific steps that will be taken and the date of expected compliance. The plan of correction should be 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 please visit the Food Protection website at [www.mass.gov/dph/fpp](http://www.mass.gov/dph/fpp) and click on “Food Protection Regulations”. Then under “Retail” click “105 CMR 590.000 - State Sanitary Code Chapter X – Minimum Sanitation Standards for Food Establishments” and “[1999 Food Code](http://www.cfsan.fda.gov/%7Edms/fc99-toc.html)”.

This inspection report is signed and certified under the pains and penalties of perjury.

Sincerely,

Nicholas Gale

Environmental Health Inspector, CSP, BEH

cc: Suzanne K. Condon, Associate Commissioner, Director, BEH

Steven Hughes, Director, CSP, BEH

John W. Polanowicz, Secretary, Executive Office of Health and Human Services

Luis S. Spencer, Commissioner, DOC

Steven Sousa, Superintendent

Lieutenant Andrew Mitzan, EHSO

Wendy Henderson, RS, Health Director, Dartmouth Board of Health

Clerk, Massachusetts House of Representatives

Clerk, Massachusetts Senate

Andrea Cabral, Secretary, EOPS