

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

Canton, MA 02021

Telephone: 781 828-8046

Facsimile: 781 828-7703

Nicholas.Gale@state.ma.us

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

November 12, 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 October 30 and 31, 2014 accompanied by Lieutenant Andrew Mitzan, EHSO. Violations noted during the inspection are listed below including 81 repeat violations:

**HEALTH AND SAFETY VIOLATIONS**

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

**Entrance**

*Administration Area*

105 CMR 451.353\* Interior Maintenance: Ceiling tiles damaged

*Lobby*

No Violations Noted

*Male Bathroom*

No Violations Noted

*Female Bathroom*

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

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

105 CMR 451.123 Maintenance: Ceiling leaking

105 CMR 451.123 Maintenance: No paper towels at handwash sink

*Male Shower Room*

105 CMR 451.123 Maintenance: Ceiling vent dusty

*Female Shower Room*

105 CMR 451.123 Maintenance: Ceiling vent dusty

**Units**

**EC Unit**

*Main Area*

105 CMR 451.353 Interior Maintenance: Floor tiles damaged outside showers

105 CMR 451.353 Interior Maintenance: Floor tiles damaged in main area

*Officer’s Room*

No Violations Noted

*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: Floor paint peeling

105 CMR 451.353 Interior Maintenance: Wet mop stored in bucket

*Showers – 1st Floor*

No Violations Noted

*Handicap Shower*

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

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G8 and M1-M8

105 CMR 451.353\* Interior Maintenance: Floor damaged in cell # G2, G3, G7, G8, and M4

**EE Unit**

*Main Area*

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

*Showers – 2nd Floor*

105 CMR 451.123 Maintenance: Floor dirty in shower # 1

*Janitor’s Closet – 1st Floor*

105 CMR 451.353 Interior Maintenance: Wet mop stored in sink

*Showers – 1st Floor*

No Violations Noted

*Cells*

No Violations Noted

**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\* Cell Size: Inadequate floor space in cell # G1-G4 and M1-M4

**EB Unit – Female**

*Main Area*

105 CMR 451.353\* Interior Maintenance: Floor tiles damaged

*Bathroom – 2nd Floor*

105 CMR 451.123\* Maintenance: Floor tiles damaged

*Showers – 2nd Floor*

105 CMR 451.123 Maintenance: Ceiling vent dusty in shower # 1 and 2

*Bathroom – 1st Floor*

105 CMR 451.123\* Maintenance: Ceiling vent dusty

*Showers – 1st Floor*

No Violations Noted

*Janitor’s Closet – 1st Floor*

No Violations Noted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # 1-16

**EA Unit – Female**

*Control*

No Violations Noted

*Main Area*

105 CMR 451.353\* Interior Maintenance: Floor tiles damaged

*Caseworker’s Office*

105 CMR 451.353\* Interior Maintenance: Chair padding damaged

105 CMR 451.353 Interior Maintenance: Floor tiles damaged

*Nurse’s Office*

105 CMR 451.353\* Interior Maintenance: Ceiling tiles damaged

*Janitor’s Closet – 1st Floor*

105 CMR 451.353 Interior Maintenance: Ceiling vent dusty

*Showers – 1st Floor*

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

*Showers – 2nd Floor*

No Violations Noted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G4 and M1-M4

**FB Unit**

*Control*

No Violations Noted

*Medical Room*

No Violations Noted

*Janitor’s Closet – 2nd Floor*

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

*Showers – 2nd Floor*

105 CMR 451.123\* Maintenance: Floor dirty in shower # 1 and 2

*Showers – 1st Floor*

105 CMR 451.123\* Maintenance: Floor damaged outside showers

105 CMR 451.123 Maintenance: Floor dirty in shower # 1 and 2

105 CMR 451.123 Maintenance: Soap scum on walls in shower # 1 and 2

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G16 and M1-M16

105 CMR 451.353\* Interior Maintenance: Floor damaged in cell # G9, G13, and G15

105 CMR 451.353 Interior Maintenance: Floor damaged in cell # G10 and M10

**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

*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 in cell # G1-G16 and M1-M16

105 CMR 451.353\* Interior Maintenance: Floor tiles damaged in cell # M1 and M15

105 CMR 451.353 Interior Maintenance: Floor tiles damaged in cell # G6 and handicap cell

**Courtyard Units**

**HA Unit**

*Main Area*

No Violations Noted

*Showers – 2nd Floor*

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, shower nozzle missing in shower # HM-A26

*Janitor’s Closet – 1st Floor*

No Violations Noted

*Showers – 1st Floor*

105 CMR 451.123\* Maintenance: Shower doors rusted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G20 and M1-M20

105 CMR 451.103 Mattresses: Mattress damaged in cell # G18

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, toilet out-of-order in cell # M19

**HB Unit**

*Main Area*

No Violations Noted

*Staff Bathroom*

No Violations Noted

*Janitor’s Closet – 2nd Floor*

105 CMR 451.353 Interior Maintenance: Floor dirty

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

*Showers – 2nd Floor*

105 CMR 451.123\* Maintenance: Floor dirty in shower # HM-B26 and HM-B27

105 CMR 451.123\* Maintenance: Soap scum on walls in shower # HM-B26 and HM-B27

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

*Janitor’s Closet – 1st Floor*

No Violations Noted

*Showers – 1st Floor*

105 CMR 451.123 Maintenance: Door frame rusted in shower # HG-B22, HG-B23, and HG-B26

*Cells*

105 CMR 451.321 Cell Size: Inadequate floor space in cell # G1-G20 and M1-M20

105 CMR 451.353 Interior Maintenance: Ceiling dirty in cell # G14

**GA Unit**

*Handicap Shower*

No Violations Noted

*Bathroom – 2nd Floor*

Unable to Inspect – In Use

*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

105 CMR 451.123 Maintenance: Walls discolored in shower # GM-A27, GM-A28, and GM-A31

*Janitor’s Closet (near handicap cell)*

105 CMR 451.353 Interior Maintenance: Ceiling vent dusty

*Bathroom – 1st Floor*

105 CMR 451.123 Maintenance: Toilet # 3 missing

105 CMR 451.123 Maintenance: Wall damaged, hole in wall at missing toilet

*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

105 CMR 451.123 Maintenance: Walls discolored in shower # GG-A27, GG-A30, and GG-A31

105 CMR 451.123 Maintenance: Ceiling vent dusty in shower # GG-A31

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G23 and M1-M23

**GB Unit**

*Handicap Shower*

No Violations Noted

*Janitor’s Closet*

No Violations Noted

*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

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

*Showers – 2nd Floor*

105 CMR 451.123 Maintenance: Appearance of mold on ceiling in shower # GM-B28 and GM-B29

*Bathroom – 1st Floor*

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

*Showers – 1st Floor*

105 CMR 451.123\* Maintenance: Door frames rusted

105 CMR 451.123 Maintenance: Appearance of mold on ceiling in shower # GG-B30 and GG-B31

*Janitor’s Closet*

No Violations Noted

*Cells*

105 CMR 451.321\* Cell Size: Inadequate floor space in cell # G1-G24 and M1-M24

**GC Unit – Former Gym**

*Main Area*

105 CMR 451.353\* Interior Maintenance: Floor damaged in several areas

*Bathroom*

105 CMR 451.123\* Maintenance: Shower curtains missing in shower # 1-6

105 CMR 451.123 Maintenance: Sink # 2 missing

105 CMR 451.123 Maintenance: Appearance of mold on ceiling in shower # 1-6

*Sleeping Area*

105 CMR 451.322 Cell Size: Inadequate floor space in dorm area

**Inside Area**

**Rotunda**

No Violations Noted

**Barber Shop**

No Violations Noted

**Laundry**

105 CMR 451.130 Plumbing: Plumbing not maintained in good repair, washing machine # 3 out-of-order

*Inmate Bathroom # 1*

No Violations Noted

*Inmate Bathroom # 2*

No Violations Noted

**Medical Administration Room**

No Violations Noted

**Disciplinary Room**

No Violations Noted

**Trash Room**

No Violations Noted

**Receiving Yard**

No Violations Noted

**Maintenance Shop**

105 CMR 451.353 Interior Maintenance: Light shield missing in break room

**Print Shop**

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

**Wood Shop**

No Violations Noted

**Cart Storage Room**  
 No Violations Noted

**Welding Shop**

No Violations Noted

**Staff Dining Room**

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

*Staff Bathroom # 1*

No Violations Noted

*Staff Bathroom # 2*

No Violations Noted

**Property Room**

No Violations Noted

**Civilian Visiting Rooms**

No Violations Noted

**Non-Contact Visiting Room**

105 CMR 451.353\* Interior Maintenance: Walls dirty under phone stations

*Inmate Bathroom*

No Violations Noted

**HSU**

*Staff Bathroom*

105 CMR 451.123 Maintenance: Ceiling vent dusty

105 CMR 451.126 Hot Water: Hot water temperature recorded at 1350F

*Inmate Bathroom*

105 CMR 451.123 Maintenance: Floor damaged under sink

105 CMR 451.123 Maintenance: No paper towels at handwash sink

*Inmate Shower Room*

105 CMR 451.123\* Maintenance: Floor dirty

105 CMR 451.123 Maintenance: Soap scum on walls in shower

*Offices*

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

*Trauma Room*

No Violations Noted

*Dental Area*

105 CMR 451.353 Interior Maintenance: Ceiling vent dusty

*Lab*

No Violations Noted

*Exam Room # 1*

No Violations Noted

*Exam Room # 2*

No Violations Noted

*Control Area*

No Violations Noted

*Nurse’s Station*

No Violations Noted

*Janitor’s Closet*

105 CMR 451.353 Interior Maintenance: Wet mop stored in bucket

*Single Cells*

No Violations Noted

*Inmate Bathroom*

105 CMR 451.123 Maintenance: No paper towels at handwash sink

*Ward A*

No Violations Noted

*Ward B*

105 CMR 451.353 Interior Maintenance: Ceiling vent dusty

**Dispatch/Receiving**

*Property*

105 CMR 451.353 Interior Maintenance: Ceiling tiles missing in staff office

*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

*Intake Office*

105 CMR 451.353 Interior Maintenance: Ceiling vent dusty

*Medical Office*

No Violations Noted

*Male Cells*

Unable to Inspect – Cells Occupied

*Female Cells*

No Violations Noted

*Inmate Bathroom*

No Violations Noted

**Sector D**

*Muster Room*

105 CMR 451.353 Interior Maintenance: Floor tiles dirty

**Chapel**

105 CMR 451.353 Interior Maintenance: Ceiling tiles missing

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

*Classrooms*

105 CMR 451.353\* Interior Maintenance: Ceiling tiles missing in room # B and C

105 CMR 451.353 Interior Maintenance: Ceiling tiles damaged in room # A and B

*Classification*

No Violations Noted

*Inmate Bathroom # 1*

No Violations Noted

*Inmate Bathroom # 2*

No Violations Noted

*Male Staff Bathroom*

No Violations Noted

*Female Staff Bathroom*

No Violations Noted

*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*

No Violations Noted

*Handwash Sink (near 3-bay sink)*

No Violations Noted

*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*

FC 3-304.12(A) Preventing Contamination from Utensils: Service utensils handle stored below the food and container line, scoop stored in rice cereal

FC 3-304.12(A) Preventing Contamination from Utensils: Service utensils handle stored below the food and container line, scoop stored flour

*Dishwashing Machine Area*

FC 6-501.12(A) Maintenance and Operation; Cleaning: Facility not cleaned properly, ceiling dirty

*Handwash Sink (near dishwashing machine)*

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

*Cooler # 1*

No Violations Noted

*Cooler # 2*

No Violations Noted

*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**

*Staff Bathroom*

No Violations Noted

*Classroom*

No Violations Noted

*Main Area*

No Violations Noted

*Laundry*

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 toilets and showers

*Bathroom 2 (left side)*

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

*Dorms*

105 CMR 451.322\* 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*

No Violations Noted

*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 451.322\* Cell Size: Inadequate floor space in all dorms

**2 West**

*Staff Bathroom*

105 CMR 451.123 Maintenance: Wall paint peeling

*Classroom*

No Violations Noted

*Storage*

No Violations Noted

*Janitor’s Closet*

105 CMR 451.353\* Interior Maintenance: Ceiling paint peeling

105 CMR 451.353 Interior Maintenance: Wet mop stored in sink

*Bathroom 1 (right side)*

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

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

*Bathroom 2 (left side)*

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

*Dorms*

105 CMR 451.322\* Cell Size: Inadequate floor space in all dorms

**2 East**

*Law Library*

105 CMR 451.353 Interior Maintenance: Floor damaged

*Staff Bathroom*

No Violations Noted

*Classroom*

No Violations Noted

*Storage*

No Violations Noted

*Janitor’s Closet*

105 CMR 451.353 Interior Maintenance: Ceiling paint peeling

*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 451.322\* 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*

No Violations Noted

*Bathroom # 2*

105 CMR 451.123 Maintenance: Ceiling vent dusty

**Observations and Recommendations**

1. The inmate population was 934 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 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 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

Carol Higgins O’Brien, 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