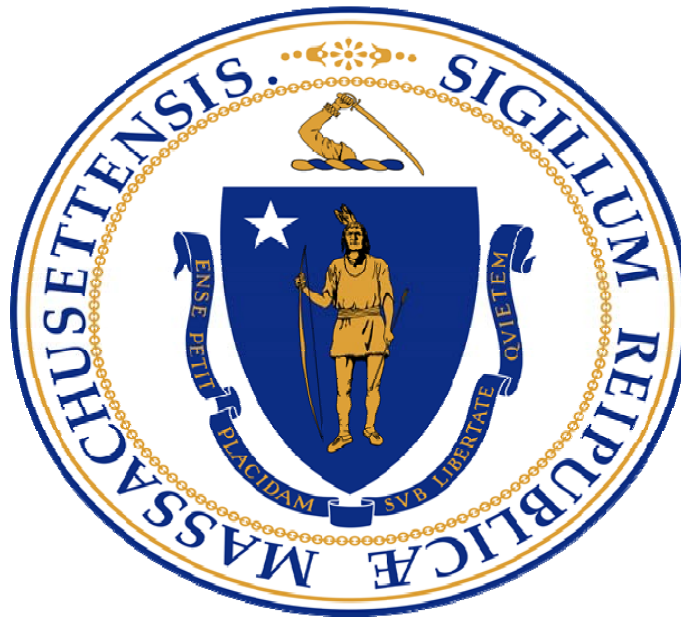


Quarterly Report on the Status of Prison Capacity, Fourth Quarter 2017

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



Charles D. Baker

Governor

Daniel Bennett

*Secretary of Executive Office
of Public Safety and Security*

Thomas A. Turco III

Commissioner

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2017 Fourth 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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Authorized by: Gary Lambert, Assistant Secretary for Operational Services

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 Fourth 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 fourth quarter of 2017. The DOC custody population has decreased by 201 inmates, or two percent in this time period. Operating with 8,859 inmates in the system, the average daily population was 8,960 with a design capacity of 7,492. The DOC operated at 120% of design capacity during the fourth quarter of 2017.

DOC inmates housed in non-DOC facilities had an average daily population of 352 inmates. The majority of these inmates were in Massachusetts Houses of Correction.

Overall, the average daily total DOC jurisdiction population for the fourth quarter 2017 was 9,312. There was a decrease of 207 inmates, or two percent, over the quarter from 9,414 to 9,207.

Table 1

**Fourth Quarter 2017
Population in DOC Facilities, October 31, 2017 to December 31, 2017**

| Security Level/Facility | Avg. Daily Population | Beginning Population | Ending Population | Design/Rated Capacity | % ADP Capacity |
|--|------------------------------|-----------------------------|--------------------------|------------------------------|-----------------------|
| Maximum | | | | | |
| MCI-Cedar Junction | 674 | 648 | 683 | 555 | 121% |
| SBCC | 1,063 | 1,075 | 1,057 | 1,024 | 104% |
| Sub-Total, Maximum | 1,737 | 1,723 | 1,740 | 1,579 | 110% |
| Medium | | | | | |
| Massachusetts Treatment Center | 579 | 579 | 580 | 561 | 103% |
| MCI-Cedar Junction | 71 | 71 | 70 | 78 | 91% |
| MCI-Concord | 630 | 642 | 613 | 614 | 103% |
| MCI-Framingham (Female) | 463 | 490 | 434 | 452 | 102% |
| MCI-Norfolk | 1,330 | 1,330 | 1,322 | 1,084 | 123% |
| MCI-Shirley | 1,153 | 1,169 | 1,141 | 720 | 160% |
| NCCI-Gardner | 946 | 943 | 944 | 568 | 167% |
| OCCC | 614 | 607 | 617 | 480 | 128% |
| Shattuck Correctional Unit | 24 | 27 | 24 | 24 | 100% |
| State Hospital @ Bridgewater | 200 | 196 | 207 | 227 | 88% |
| Sub-Total, Medium | 6,010 | 6,054 | 5,952 | 4,808 | 125% |
| Minimum | | | | | |
| MASAC/MASPLY | 207 | 246 | 182 | 151 | 137% |
| MCI-Shirley | 295 | 301 | 295 | 299 | 99% |
| NCCI-Gardner | 11 | 10 | 12 | 30 | 37% |
| OCCC | 129 | 129 | 128 | 100 | 129% |
| Minimum/Pre-Release | | | | | |
| Boston Pre-Release Center | 120 | 126 | 116 | 150 | 80% |
| NECC | 191 | 197 | 188 | 150 | 127% |
| Pondville Correctional Center | 158 | 163 | 156 | 100 | 158% |
| SMCC (Female) | 102 | 111 | 90 | 125 | 82% |
| Sub-Total, Minimum/Pre-Release | 1,213 | 1,283 | 1,167 | 1,105 | 109% |
| Total Custody | 8,960 | 9,060 | 8,859 | 7,492 | 120% |
| DOC Inmates in Non-DOC Facilities | | | | | |
| Houses of Correction | 263 | 264 | 260 | n.a. | n.a. |
| Department of Youth Services | 1 | 1 | 1 | n.a. | n.a. |
| Federal Prisons | 7 | 7 | 6 | n.a. | n.a. |
| Inter-State Compact | 81 | 82 | 81 | n.a. | n.a. |
| Sub-Total, Non-DOC Facilities | 352 | 354 | 348 | n.a. | n.a. |
| Total Jurisdiction | 9,312 | 9,414 | 9,207 | 7,492 | 124% |

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 (October 31, 2016 to September 30, 2017). The figures below indicate that the DOC custody population decreased by 175 inmates, or two percent, over the twelve-month period from 9,217 in October 2016 to 9,042 in September 2017.

DOC inmates housed in non-DOC facilities had an average daily population of 418 inmates. Of these inmates, 326 were in Houses of Correction, 86 inmates were in a facility outside of Massachusetts through the Interstate Compact, 5 inmates were in a Federal Prison and 1 inmate was in a Department of Youth Services facility.

The DOC jurisdiction population decreased from 9,720 to 9,403 over the twelve month period, a decrease of 317 inmates, or three percent. The average daily population during this time period was 9,513 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, October 31, 2016 to September 30, 2017 | | | | |
| Security Level/Facility | Avg. Daily Population | Beginning Population | Ending Population | Design/Rated Capacity |
| Maximum | | | | |
| MCI-Cedar Junction | 673 | 681 | 642 | 555 |
| SBCC | 1,090 | 1,088 | 1,086 | 1,024 |
| Sub-Total, Maximum | 1,763 | 1,769 | 1,728 | 1,579 |
| Medium | | | | |
| Massachusetts Treatment Center | 516 | 520 | 518 | 561 |
| MCI-Cedar Junction | 72 | 72 | 69 | 78 |
| MCI-Concord | 713 | 691 | 647 | 614 |
| MCI-Framingham (Female) | 471 | 515 | 491 | 452 |
| MCI-Norfolk | 1,420 | 1,437 | 1,368 | 1,084 |
| MCI-Shirley | 1,145 | 1,166 | 1,164 | 720 |
| NCCI-Gardner | 937 | 929 | 969 | 568 |
| OCCC | 555 | 551 | 600 | 480 |
| Shattuck Correctional Unit | 26 | 26 | 33 | 24 |
| State Hospital @ Bridgewater | 246 | 308 | 196 | 227 |
| Sub-Total, Medium | 6,101 | 6,215 | 6,055 | 4,808 |
| Minimum | | | | |
| MA Alcohol and Substance Abuse Center | 190 | 168 | 224 | 151 |
| MCI-Shirley | 311 | 325 | 294 | 299 |
| NCCI-Gardner | 12 | 13 | 6 | 30 |
| OCCC | 121 | 106 | 134 | 100 |
| Minimum/Pre-Release | | | | |
| Boston Pre-Release Center | 117 | 113 | 127 | 150 |
| MCI-Plymouth | 16 | 98 | 0 | - |
| NECC | 197 | 185 | 195 | 150 |
| Pondville Correctional Center | 148 | 111 | 167 | 100 |
| SMCC (Female) | 119 | 114 | 112 | 125 |
| Sub-Total: Minimum/Pre-Release | 1,231 | 1,233 | 1,259 | 1,105 |
| Total Custody | 9,095 | 9,217 | 9,042 | 7,492 |
| DOC Inmates in Non-DOC Facilities | | | | |
| Houses of Correction | 326 | 406 | 271 | n.a. |
| Department of Youth Services | 1 | 3 | 0 | n.a. |
| Federal Prisons | 5 | 4 | 6 | n.a. |
| Inter-State Compact | 86 | 90 | 84 | n.a. |
| Sub-Total, Non-DOC Facilities | 418 | 503 | 361 | n.a. |
| Total Jurisdiction | 9,513 | 9,720 | 9,403 | 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 fourth quarter of 2017. During the fourth quarter, the county population decreased by 825 inmates, or eight percent, beginning the quarter with 10,275 inmates and ending with 9,450. The average daily population was 9,906 with a design capacity of 11,226. On average, the county facilities operated at 88% of design capacity.

Table 3

| Fourth Quarter 2017 Population in County Correctional Facilities by County, October 30, 2017 to December 25, 2017 | | | | | |
|--|------------------------------|-----------------------------|--------------------------|-------------------------------|-----------------------|
| Facility | Avg. Daily Population | Beginning Population | Ending Population | Design/Rated Capacity* | % ADP Capacity |
| Barnstable | 324 | 322 | 317 | 300 | 108% |
| Berkshire | 202 | 222 | 184 | 292 | 69% |
| Bristol | 1,180 | 1,219 | 1,120 | 566 | 208% |
| Dukes | 21 | 21 | 19 | 19 | 111% |
| Essex | 1,463 | 1,497 | 1,425 | 1,654 | 88% |
| Franklin | 205 | 218 | 184 | 144 | 142% |
| Hampden | 1,195 | 1,252 | 1,136 | 1,632 | 73% |
| Hampshire | 236 | 231 | 238 | 287 | 82% |
| Middlesex | 917 | 976 | 856 | 1,501 | 61% |
| Norfolk | 437 | 444 | 430 | 620 | 70% |
| Plymouth | 1,069 | 1,119 | 1,030 | 1,140 | 94% |
| Suffolk | 1,668 | 1,723 | 1,598 | 2,249 | 74% |
| Worcester | 989 | 1,031 | 913 | 822 | 120% |
| Total | 9,906 | 10,275 | 9,450 | 11,226 | 88% |

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

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

Table 4

| Fourth Quarter 2017 Population in County Correctional Facilities by Facility, October 30, 2017 to December 25, 2017 | | | | | |
|--|------------------------------|-----------------------------|--------------------------|------------------------------|-----------------------|
| Facility | Avg. Daily Population | Beginning Population | Ending Population | Design/Rated Capacity | % ADP Capacity |
| Bristol County | | | | | |
| Bristol Ash Street | 180 | 189 | 174 | 206 | 87% |
| Bristol Dartmouth | 920 | 933 | 886 | 304 | 303% |
| Bristol Women's Center | 80 | 97 | 60 | 56 | 143% |
| Essex County | | | | | |
| Essex Middleton | 1,193 | 1,220 | 1,159 | 1,291 | 92% |
| Essex W.I.T. | 29 | 29 | 29 | 23 | 126% |
| Essex LCAC | 241 | 248 | 237 | 340 | 71% |
| Hampden County | | | | | |
| Hampden HOC | 858 | 912 | 816 | 1,178 | 73% |
| Hampden WMCAC | 118 | 120 | 116 | 148 | 80% |
| Hampden Women's Center | 219 | 220 | 204 | 306 | 72% |
| Suffolk County | | | | | |
| Suffolk Nashua Street | 629 | 665 | 595 | 453 | 139% |
| Suffolk South Bay | 1,039 | 1,058 | 1,003 | 1,796 | 58% |

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 (October 31, 2016 to September 25, 2017). The figures below show that the county population decreased by 607 inmates over this twelve-month period, or five percent, from 11,076 in October 2016 to 10,469 in September 2017.

Table 5

| Previous Twelve Months Population in County Correctional Facilities by County, October 31, 2016 to September 25, 2017 | | | | | |
|--|------------------------------|-----------------------------|--------------------------|------------------------------|-----------------------|
| Facility | Avg. Daily Population | Beginning Population | Ending Population | Design/Rated Capacity | % ADP Capacity |
| Barnstable | 358 | 384 | 341 | 300 | 119% |
| Berkshire | 226 | 226 | 221 | 292 | 77% |
| Bristol | 1,286 | 1,323 | 1,260 | 566 | 227% |
| Dukes | 19 | 18 | 19 | 19 | 100% |
| Essex | 1,541 | 1,581 | 1,506 | 1,654 | 93% |
| Franklin | 247 | 251 | 241 | 144 | 172% |
| Hampden | 1,407 | 1,478 | 1,354 | 1,632 | 86% |
| Hampshire | 247 | 233 | 248 | 287 | 86% |
| Middlesex | 1,017 | 1,134 | 971 | 1,501 | 68% |
| Norfolk | 476 | 486 | 470 | 620 | 77% |
| Plymouth | 1,053 | 1,128 | 1,107 | 1,140 | 92% |
| Suffolk | 1,674 | 1,680 | 1,672 | 2,249 | 74% |
| Worcester | 1,097 | 1,154 | 1,059 | 822 | 133% |
| Total | 10,648 | 11,076 | 10,469 | 11,226 | 95% |

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, October 31, 2016 to September 25, 2017 | | | | | |
|--|------------------------------|-----------------------------|--------------------------|------------------------------|-----------------------|
| Facility | Avg. Daily Population | Beginning Population | Ending Population | Design/Rated Capacity | % ADP Capacity |
| Bristol County | | | | | |
| Bristol Ash Street | 186 | 190 | 187 | 206 | 90% |
| Bristol Dartmouth | 1,010 | 1,044 | 973 | 304 | 332% |
| Women's Center | 90 | 89 | 100 | 56 | 160% |
| Essex County | | | | | |
| Essex Middleton | 1,215 | 1,201 | 1,233 | 1,291 | 94% |
| Essex W.I.T. | 31 | 34 | 29 | 23 | 134% |
| Essex LCAC | 296 | 346 | 244 | 340 | 87% |
| Hampden County | | | | | |
| Hampden HOC | 1,035 | 1,081 | 988 | 1,178 | 88% |
| Hampden WMCAC | 103 | 102 | 117 | 148 | 69% |
| Hampden Women's Center | 269 | 295 | 249 | 306 | 88% |
| Suffolk County | | | | | |
| Suffolk Nashua Street | 675 | 701 | 664 | 453 | 149% |
| Suffolk South Bay | 999 | 979 | 1,008 | 1,796 | 56% |

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