



The Commonwealth of Massachusetts

Executive Office of Health and Human Services

Department of Public Health

Bureau of Environmental Health

Community Sanitation Program

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GOVERNOR

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EILEEN M. SULLIVAN
ACTING COMMISSIONER

January 12, 2015

Thomas M. Hodgson, Sheriff
Bristol County Jail, Ash Street Facility
400 Faunce Corner Road
Dartmouth, MA 02747

Re: Facility Inspection - Bristol County Jail, Ash Street Facility, New Bedford

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, Ash Street Facility on December 29, 2014 accompanied by Lieutenant Andrew Mitzan, EHSO. Violations noted during the inspection are listed below including 63 repeat violations:

HEALTH AND SAFETY VIOLATIONS

(* indicates conditions documented on previous inspection reports)

MAIN BUILDING

(4th Floor)

4 Alley

105 CMR 451.353 Interior Maintenance: Wall paint peeling in cell # 57

8 Alley

No Violations Noted

12 Alley

105 CMR 451.353* Interior Maintenance: Wall paint peeling in cell # 165, 166, and 173
105 CMR 451.353 Interior Maintenance: Wall paint peeling in cell # 174

16 Alley

No Violations Noted

Plant 4

Bathroom

105 CMR 451.123*
105 CMR 451.123*
105 CMR 451.123*

Maintenance: Ceiling paint peeling in shower area
Maintenance: Floor paint peeling in shower area
Maintenance: Shower curtain missing in shower # 1

Cells

105 CMR 451.353*
105 CMR 451.353

Interior Maintenance: Wall paint peeling in cell # 5
Interior Maintenance: Wall paint peeling in cell # 1 and 10

(3rd Floor)

3 Alley

105 CMR 451.350
105 CMR 451.353*
105 CMR 451.353*
105 CMR 451.353

Structural Maintenance: Wall damaged in cell # 44, 45, and 46
Interior Maintenance: Wall paint peeling in cell # 34
Interior Maintenance: Ceiling paint peeling in cell # 34, 45, and 46
Interior Maintenance: Ceiling paint peeling in cell # 44

7 Alley

105 CMR 451.353*

105 CMR 451.350*
105 CMR 451.350

Interior Maintenance: Ceiling paint peeling in cell # 97, 99, 100, 105, 106, 107, 109, and 111
Structural Maintenance: Wall damaged in cell # 108
Structural Maintenance: Wall damaged in cell # 97, 99, 100, and 109

11 Alley

No Violations Noted

15 Alley

No Violations Noted

Plant 3

Bathroom

Unable to Inspect – In Use

Cells

105 CMR 451.353*

Interior Maintenance: Ceiling paint peeling in cell # 1, 2, 3, 4, 5, 6, 7, 8, and 10

(2nd Floor)

Health Services

Female Staff Bathroom

No Violations Noted

Copy Room

105 CMR 451.353*

Interior Maintenance: Ceiling paint peeling

Nurse's Station

No Violations Noted

Offices

105 CMR 451.353

Interior Maintenance: Ceiling paint peeling

Exam Room

105 CMR 451.353

Interior Maintenance: Ceiling paint peeling

14 Alley

105 CMR 451.353*

105 CMR 451.353

Interior Maintenance: Ceiling paint peeling in cell # 192, 195, 196, 197, 198, and 200

Interior Maintenance: Wall paint peeling in cell # 200

10 Alley

105 CMR 451.353

105 CMR 451.353*

Interior Maintenance: Wall paint peeling in cell # 149 and 151

Interior Maintenance: Ceiling paint peeling in cell # 145

6 Alley

105 CMR 451.350*

105 CMR 451.350

105 CMR 451.353*

Structural Maintenance: Wall damaged in cell # 82 and 93

Structural Maintenance: Wall damaged in cell # 87 and 92

Interior Maintenance: Ceiling paint peeling in cell # 85, 89, 92, and 93

2 Alley

105 CMR 451.350*

105 CMR 451.350

105 CMR 451.350*

105 CMR 451.350

Structural Maintenance: Wall damaged in cell # 19

Structural Maintenance: Wall damaged in cell # 23

Structural Maintenance: Ceiling damaged in cell # 17

Structural Maintenance: Ceiling damaged in cell # 23

(1st Floor)

1 Alley

105 CMR 451.353*

105 CMR 451.353

105 CMR 451.350

Interior Maintenance: Wall paint peeling in cell # 12, 13, 14, and 15

Interior Maintenance: Ceiling paint peeling in cell # 4 and 11

Structural Maintenance: Wall damaged in cell # 6 and 7

5 Alley

105 CMR 451.353*

105 CMR 451.353

105 CMR 451.353*

105 CMR 451.353

Interior Maintenance: Wall paint peeling in cell # 75

Interior Maintenance: Wall paint peeling in cell # 73

Interior Maintenance: Ceiling paint peeling in cell # 76

Interior Maintenance: Ceiling paint peeling in cell # 65

9 Alley

Cells

105 CMR 451.350

105 CMR 451.350

Structural Maintenance: Wall damaged in cell # 136

Structural Maintenance: Ceiling damaged in cell # 136

Barbershop

No Violations Noted

13 Alley

Property

No Violations Noted

Male Staff Bathroom

No Violations Noted

Cells

No Violations Noted

Slop Sink – Maintenance Closet

No Violations Noted

KITCHEN

FC 5-205.15(B)

Plumbing System, Operations and Maintenance: Plumbing system not maintained in good repair, handwash sink leaking near ice machine

FC 5-205.15(B)

Plumbing System, Operations and Maintenance: Plumbing system not maintained in good repair, handwash sink leaking near entrance

Cooler # 1

No Violations Noted

Mop Closet

No Violations Noted

Dishwashing Machine Area

FC 6-201.11*

Design, Construction and Installation: Floor not easily cleanable, floor damaged under warewashing machine

FC 5-205.15(B)*

Plumbing System, Operations and Maintenance: Plumbing system not maintained in good repair, sprayer rinse hose leaking

Kitchen Office

No Violations Noted

Dry Storage

FC 6-201.16(A)*

Design, Construction, and Installation; Cleanability: Walls not easily cleanable, paint peeling

Dining Area

No Violations Noted

Freezer

No Violations Noted

Milk Cooler

No Violations Noted

DAY ROOM

105 CMR 451.353*

Interior Maintenance: Wall paint peeling

105 CMR 451.350*

Structural Maintenance: Wall damaged, holes in wall

Bathroom

105 CMR 451.121(A)*

Privacy: No privacy partition in between showers

105 CMR 451.119*

Bathing Facilities: Inadequate shower to inmate ratio, 6 showers to 193 inmates

Mop Closet

105 CMR 451.353*

Interior Maintenance: Wall paint peeling

105 CMR 451.353*

Interior Maintenance: Exposed wires

105 CMR 451.353*

Interior Maintenance: Ceiling paint peeling

LAUNDRY ROOM

No Violations Noted

ADMINISTRATION AREA

Intake

Inmate Bathroom

105 CMR 451.123*

Maintenance: Wall damaged in inmate bathroom # 1

Female Bathroom

No Violations Noted

Holding Cells

No Violations Noted

Vehicle Trap

No Violations Noted

Staff Break Room with Lockers

FC 4-601.11(A)

Cleaning of Equipment and Utensils, Objective: Food contact surface dirty, interior of toaster oven dirty

Roll Call Area

No Violations Noted

Officer's Bathroom

No Violations Noted

Staff Break Room

FC 4-903.11(A)(2)*

Protection of Clean Items, Storing: Single-service items not protected from contamination, utensils left uncovered

Observations and Recommendations

1. The inmate population was 193 at the time of inspection.
2. At the time of inspection, all inmates were showering in the Day Room. The only showers used inside the cell block building are inside the Plant blocks.
3. At the time of inspection, the kitchen was not in use. The food is prepared and transferred from the Bristol County House of Correction. However, the walk-in coolers and freezers were in use and were inspected.

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 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 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".

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
Brenda Weis, PhD, MSPH, Health Director, New Bedford Health Department
Clerk, Massachusetts House of Representatives
Clerk, Massachusetts Senate
Andrea Cabral, Secretary, EOPS