



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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LAUREN A. SMITH, MD, MPH
INTERIM COMMISSIONER

January 28, 2013

Donald J. Levesque, Superintendent
Bay State Correctional Center
28 Clark Street
Norfolk, MA 02056

Re: Bay State Correctional Center Facility Inspection

Dear Superintendent Levesque:

In accordance with M.G.L. c. 111, §§ 5, 20, and 21, and Department of Public Health 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 Bay State Correctional Center on January 24, 2013 accompanied by Jeff Allen, CO and Jeff Dicenzo, EHSO. Violations noted are listed below (* indicates conditions documented on previous inspection reports).

CONTROL

Waiting Area

No Violations Noted

Vending Area

No Violations Noted

Women's Room

105 CMR 451.123
105 CMR 451.130

Maintenance: Ceiling vent dusty
Plumbing: Plumbing not maintained in good repair, water not working at right sink

Men's Room

No Violations Noted

Locker Room/Role Call

105 CMR 451.353

Interior Maintenance: Uncovered junction box hanging from ceiling

Chemical Closet

105 CMR 451.350

Structural Maintenance: Ceiling damaged

VISITOR'S BUILDING

FC 4-102.11(B)(2)

Materials for Construction and Repair; Multiuse: Unused single-service article not protected against contamination, plates not inverted

Janitor's Closet

No Violations Noted

Storage Closet

No Violations Noted

Staff Bathroom

No Violations Noted

Strip Area

No Violations Noted

Vending Area

FC 4-601.11(C)

FC 3-501.16(B)

Cleaning of Equipment and Utensils, Objective: Vending machine drawer dirty
Limitation of Growth of Organisms, Temperature and Time Control: Refrigerated vending machine temperature recorded at 80°F

Men's Room

105 CMR 451.126

Hot Water: Hot water temperature recorded at 65°F

Women's Room

No Violations Noted

MODULAR UNIT

105 CMR 451.320*

Cell Size: Inadequate floor space in cells

2nd Floor – West

Janitor's Room

105 CMR 451.353

105 CMR 451.353

Interior Maintenance: Floor damaged

Interior Maintenance: Wall damaged

Supplies

105 CMR 451.353

105 CMR 451.353

Interior Maintenance: Unlabeled chemical bottle

Interior Maintenance: Missing light shields

Laundry

No Violations Noted – Not In Use Due to Water Ban

West Rooms

No Violations Noted

West Bathroom

105 CMR 451.123

105 CMR 451.123

105 CMR 451.123

105 CMR 451.130

Maintenance: Soap scum on walls in all showers

Maintenance: Standing water on floor

Maintenance: Wall paint peeling in all showers

Hot Water: Shower water temperature recorded at 76°F

2 Staff Bathrooms

No Violations Noted

2nd Floor – East

Laundry

No Violations Noted

Storage

No Violations Noted

East Rooms

105 CMR 451.353

Interior Maintenance: Baseboard damaged in room # M226

Electrical Room

No Violations Noted

East Bathroom

105 CMR 451.123

Maintenance: Floor tile damaged near toilets

105 CMR 451.123

Maintenance: Shower floors damaged

105 CMR 451.123

Maintenance: Soap scum on walls in all showers

105 CMR 451.123

Maintenance: Wall paint peeling in all showers

105 CMR 451.123

Maintenance: Ceiling paint peeling in all showers

105 CMR 451.123

Maintenance: 1 shower off line

Day Room

105 CMR 451.353*

Interior Maintenance: Standing water left under water cooler

1st Floor – West Side

Vending Area

No Violations Noted

Slop Sink Room

105 CMR 451.353

Interior Maintenance: Ceiling vent dusty

Supply

105 CMR 451.350

Structural Maintenance: Wall damaged

105 CMR 451.353

Interior Maintenance: Missing light shields

105 CMR 451.350

Structural Maintenance: Ceiling damaged

Laundry

105 CMR 451.353

Interior Maintenance: Mop stored in bucket

105 CMR 451.130

Plumbing: Plumbing not maintained in good repair, hot water not working at sink

West Side Rooms

No Violations Noted

West Bathroom

105 CMR 451.123

Maintenance: Soap scum on walls in all showers

105 CMR 451.123

Maintenance: Wall damaged in all showers

105 CMR 451.130

Plumbing: Plumbing not maintained in good repair, last shower off line

105 CMR 451.123

Maintenance: Ceiling paint peeling in all showers

1st Floor - East Side

Barber Shop

No Violations Noted

Laundry

No Violations Noted

Property Storage

No Violations Noted

East Side Rooms

105 CMR 451.353

105 CMR 451.123

Interior Maintenance: Baseboard damaged in room # M118

Maintenance: Ceiling damaged in room # M118 and M130

East Bathroom

105 CMR 451.123

105 CMR 451.123

105 CMR 451.123

Maintenance: Soap scum on walls in all showers

Maintenance: Wall damaged in all showers

Maintenance: Floor damaged in all showers

Common Area

105 CMR 451.353

FC 4-602.12(B)

Interior Maintenance: Floor tile damaged

Cleaning of Equipment and Utensils; Frequency: Interior of microwave oven dirty

MAIN HOUSING

3rd Floor

South Side

Rooms

105 CMR 451.353

105 CMR 451.353

Interior Maintenance: Heat detector unsecured from ceiling in room # 332

Interior Maintenance: Wall damaged in room # 348

Bathroom

105 CMR 451.123

105 CMR 451.123

Maintenance: Shower floors damaged

Maintenance: Soap scum on walls in all showers

Janitor's Closet

No Violations Noted

Central

105 CMR 451.353*

Interior Maintenance: Standing water under water cooler

North Side

Slop Sink

105 CMR 451.353

Interior Maintenance: Wall damaged

Bathroom

105 CMR 451.123

105 CMR 451.123

Maintenance: Soap scum on walls in all shower

Maintenance: Floors damaged in all showers

Common Area

No Violations Noted

2nd Floor

South Side

Rooms

No Violations Noted

Bathroom

105 CMR 451.123

Maintenance: Floors damaged in all showers

105 CMR 451.123

Maintenance: Soap scum on walls in all showers

Janitor's Closet

105 CMR 451.353

Interior Maintenance: Chemical bottle labeled incorrectly

105 CMR 451.130

Plumbing: No backflow preventer on slop sink

Central

105 CMR 451.353*

Interior Maintenance: Standing water under water cooler

North Side

Slop Sink

No Violations Noted

Bathroom

105 CMR 451.123

Maintenance: Floors damaged in all showers

105 CMR 451.123

Maintenance: Soap scum on walls in all showers

105 CMR 451.123

Maintenance: Ceiling panel rusted in shower # 1

Rooms

No Violations Noted

Common Area

105 CMR 451.353

Interior Maintenance: Missing light shields

Library

No Violations Noted

Supply Closet

105 CMR 451.353

Interior Maintenance: Ceiling vent dusty

1st Floor

South Side

Bathroom

105 CMR 451.123

Maintenance: Soap scum on walls in all showers

105 CMR 451.123

Maintenance: Floors damaged in all showers

105 CMR 451.123

Maintenance: Ceiling vent dusty

Janitor's Closet

105 CMR 451.353

Interior Maintenance: Chemical bottle labeled incorrectly

Central

105 CMR 451.353*

Interior Maintenance: Standing water under water cooler

North Side

Slop Sink

105 CMR 451.353 Interior Maintenance: Wall damaged

Bathroom

105 CMR 451.123 Maintenance: Floors damaged in all showers
105 CMR 451.123 Maintenance: Soap scum on walls in all showers
105 CMR 451.123 Maintenance: Unfinished ceiling in shower # 2 and 3
105 CMR 451.123 Maintenance: Ceiling vent dusty

Day Room

No Violations Noted

Janitor's Closet

No Violations Noted

GYM

No Violations Noted

Janitor's Closet

105 CMR 451.353 Interior Maintenance: Ceiling vent dusty

Bathroom

No Violations Noted

ADMINISTRATION AREA

Kitchen

FC 2-402.11 Hygienic Practices; Hair Restraints: Food service personnel not wearing appropriate hair restraints, beard guards missing
FC 2-301.14(A) Hands and Arms: Insufficient hand washing, after touching exposed portion of ones body
FC 2-304.11 Outer Clothing: Food employees clothing not maintained in a clean condition, aprons are filthy and black in color

Dry Goods

FC 7-101.11 Poisonous or Toxic Materials; Original Containers: Cleaning chemicals not labeled properly, original manufactures label missing

Janitor's Closet

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

Inmate Bathroom

105 CMR 451.331 Radiators and Heating Pipes: Pipes not properly insulated

Freezer

FC 6-501.12(A) Maintenance and Operation; Cleaning: Facility not cleaned properly, ice build-up in freezer

Refrigerator # 1

FC 3-305.11(A)(2) Preventing Contamination from Premises: Food exposed to dust, fans in cooler dusty

Refrigerator # 2

FC 3-305.11(A)(2) Preventing Contamination from Premises: Food exposed to dust, fans in cooler dusty

3 Bay Sink

- FC 6-501.12(A) Maintenance and Operation; Cleaning: Facility not cleaned properly, wall behind sink moldy
- FC 4-501.114(A) Maintenance and Operation; Equipment: Chlorine sanitizer solution tested less than recommended concentration
- FC 5-501.16(C) Refuse, Recyclables, and Returnables; Numbers and Capacities: No conveniently located waste receptacle at handwashing sink

Bakers Table

- FC 3-302.12 Preventing Food and Ingredient Contamination: Unlabeled food containers
- FC 6-501.12(A) Maintenance and Operation; Cleaning: Facility not cleaned properly, flour and sugar bins are dirty
- FC 6-501.114(A) Maintenance and Operations; Maintaining Premises: Nonfunctional equipment not repaired or removed from premises, oven broken

Serving Line

- FC 3-302.12 Preventing Food and Ingredient Contamination: Unlabeled food containers

Cooks Area

- FC 3-302.12 Preventing Food and Ingredient Contamination: Unlabeled food containers
- FC 3-302.11(A)(1)(b) Preventing Food and Ingredient Contamination: Preventing cross contamination, ready-to-eat foods not appropriately separated from raw foods, raw meat stored above ready to eat food in diet cooler
- FC 4-501.11(B) Maintenance and Operation, Equipment: Equipment components not maintained in a state of good repair, refrigerator gaskets damaged and moldy in diet cooler

Dishwasher Area

- FC 6-501.12(A) Maintenance and Operation; Cleaning: Facility not cleaned properly, wall moldy behind dishwasher
- FC 3-305.11(A)(2) Preventing Contamination from Premises: Food exposed to dust, fan dusty

Vegetable Prep Area

- FC 5-203.14 Plumbing System, Design: No backflow prevention device on details

Dining Area

No Violations Noted

2nd Floor

Chapel

No Violations Noted

Rooms

- FC 3-305.11(A)(3) Preventing Contamination from Premises: Food stored in an inappropriate location, food stored less than 6 inches from the floor, dog food stored on floor in room # A203

Staff Break Room

- FC 4-204.112(A)* Design and Construction, Functionality: No functioning thermometer in refrigerator
- FC 4-102.11(B)(2) Materials for Construction and Repair; Multiuse: Unused single-service article not protected against contamination, uncovered utensils

Women's Room

- 105 CMR 451.123 Maintenance: Ceiling vent dusty

Men's Room

Unable to Inspect – In Use

Assistant Deputy's Office
FC 4-204.112(A)

Design and Construction, Functionality: No functioning thermometer in refrigerator

A213

No Violations Noted

1st Floor

Women's Room
105 CMR 451.123

Maintenance: Ceiling vent dusty

Men's Room
105 CMR 451.123

Maintenance: Ceiling vent dusty

Slop Sink

No Violations Noted

Inmate Bathroom

No Violations Noted

Dentist's Office

No Violations Noted

HSU
FC 4-602.12(B)

Cleaning of Equipment and Utensils; Frequency: Interior of microwave oven dirty

Staff Bathroom

No Violations Noted

Inner Control
FC 4-602.12(B)
FC 4-602.13

Cleaning of Equipment and Utensils; Frequency: Interior of microwave oven dirty
Cleaning of Equipment and Utensils, Frequency: Nonfood-Contact Surfaces,
refrigerator dirty

Superintendent's Area
FC 4-102.11(B)(2)

Materials for Construction and Repair; Multiuse: Unused single-service article not protected against contamination, uncovered utensils

Observations and Recommendations

- The inmate population was 320 at the time of inspection
- All laundry from this institution is being cleaned at MCI Cedar Junction

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 and click on "Community Sanitation Regulations" (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,



Amy Riordan
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
Jeff Dicenza, EHSO
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