



Massachusetts

Department of Correction

Quarterly Report on the Status of Prison Overcrowding, Third Quarter of 2003

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

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2003 Third 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. This statute calls for the following information:

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.

This report presents the required statistics for the third quarter of 2003.

This report prepared by Pamela McLaughlin, of the Research and Planning Division, is based on daily count sheets.

2003 Third Quarter Report

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Technical Notes, 1996 to Present¹

- The official capacity or custody level designation for each facility can change for a number of reasons, e.g. expansion of facility beds, decrease of facility beds due to fire, or changes in contracts with vendors. In all tables, the capacity and custody level reflects the status at the end of the reporting period. The design capacity is reported for correctional facilities in Tables 1 through 6.
- Due to changes in the Massachusetts General Law, DOC consolidated one unit at the Bridgewater Treatment Center and back-filled with general population inmates. These design capacity beds were placed on-line November 8, 1996 and first appeared on the November 12, 1996 daily count sheet. Three hundred additional beds were placed on-line during the third quarter of 1997.
- Where relevant, the population figures for all facilities include both male and female inmates except shown at Lancaster.
- State inmates housed in the Hampshire County contract program are included in the county population tables, as are all other state inmates housed in county facilities.
- Beginning with the second quarter of 1998 quarterly report, the following county correctional facilities are presented individually: Bristol Dartmouth, Bristol Ash Street, David R. Nelson Correctional Addiction Center, and Bristol Pre-Release in Bristol County; Essex Middleton and Essex Lawrence Correctional Alternative Center in Essex County; Middlesex Cambridge and Middlesex Billerica in Middlesex County; Norfolk Braintree, Norfolk Dedham and Norfolk Contract in Norfolk County. Beginning with the third quarter of 1998 report, facilities for Suffolk and Hampden Counties are presented individually.
- Nashua Street inmates housed at other facilities are reported in the counts for the facilities in which they are in custody.
- On October 22, 1997, Eastern Massachusetts Correctional Alcohol Center (EMCAC) was renamed the David R. Nelson Correctional Addiction Center (DRNCAC).
- On May 18, 2000, the Braintree Alternative Center was temporarily closed for renovations by the Norfolk County Sheriff's Office. All inmates were transferred to the minimum security Pre-Release Center in Dedham.
- As of September 15, 2000, Longwood Treatment Center, male population, has been moved to the Massachusetts Boot Camp and the women were transferred to facilities housing female populations.
- As of September 22, 2000, Massachusetts Boot Camp no longer holds any medium security inmates.
- Due to DOC policy modification, the security level of Boston State Pre-Release was changed from Security Level 2 to Security Level 3/2 during the third quarter 2001.
- P.P.R.E.P. has been closed effective July 26, 2001
- Charlotte House has been closed effective November 9, 2001
- Effective November 16, 2001, NCCI Gardner added 30 beds to Security Level 3, per policy 101.
- May 20, 2002, NECC changed from a Security Level 3 to Level 3/2. The design capacity for Security Level 3 is 62 and for Security Level 2, the design capacity is 88.

• Technical Notes, Continued

- May 20, 2002, Pondville Correctional Center changed from a Security Level 3 to Level 3/2 with a design capacity of 100.
 - June 10, 2002, South Middlesex Correctional Center changed to a facility for female offenders.
 - June 22, 2002, Old Colony Correctional Center added a Level 3 housing unit. The design capacity for Security Level 5 is 480 and for Security Level 3, the design capacity is 100.
 - On June 30, 2002, the following institutions were closed; SECC (Medium), Hodder Cottage @ Framingham, MCI-Lancaster, The Massachusetts Boot Camp and the Addiction Center @ SECC.
 - As of July 1, 2002, the Massachusetts Boot Camp will now be known as the Massachusetts Alcohol and Substance Abuse Center (MASAC). Within MASAC is the Longwood Treatment Center Program, relocated on September 15, 2000. This program serves individuals incarcerated for operating under the influence of alcohol. Because the inmates are predominantly county sentenced inmates, the inmate count and bed capacity is also included in Tables 3 and 4.
 - The Treatment Center includes both civil and criminal populations.
 - As of April 5, 2002, Norfolk County no longer has any contract beds, all inmates are now held at the Norfolk County House of Correction.
 - As of April 5, 2002, Bristol County closed the Pre-Release facility and moved inmates to Bristol County House of Correction.
 - As of July 1, 2002, two housing units remain open at MCI-Shirley Minimum with a design capacity of 92.
 - The Longwood program was terminated on July 1, 2003 and the last inmate to leave the facility was on September 8, 2003.
 - On past Quarterly Overcrowding Reports, NCCI-Gardner (Minimum) was inadvertently shown under Security Level 3/2 instead of Level 3. This problem has been rectified.
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- On April 18, 1995, new security level designations were established according to 103 DOC 101 Correctional Institutions/Custody Levels policy which states

Custody Levels:

- **Level One.** The least restrictive in the department and is reserved only for those inmates who are at the end of their sentence and have been identified as posing little to no threat to the community. Supervision is minimal and indirect.

- **Level Two.** A custody level in which both design/construction as well as inmate classification reflect the goal of restoring to the inmate maximum responsibility and control of their own behavior and actions prior to their release. Direct supervision of these inmates is not required, but intermittent observation may be appropriate under certain conditions. Inmates within this level may be permitted to access the community unescorted to participate in programming to include, but not limited to, work release, educational release, etc.

- **Level Three.** A custody level in which both the design/construction as well as inmate classification reflect the goal of returning to the inmate a greater sense of personal responsibility and autonomy while still providing for supervision and monitoring of behavior and activity. Inmates within this security level are not considered a serious risk to the safety of staff, inmates or to the public. Program participation is mandated and geared toward their potential reintegration into the community. Access to the community is limited and under constant direct staff supervision.

- **Level Four.** A custody level in which both the design/construction as well as inmate classification reflect the goal of restoring to the inmate some degree of responsibility and control of their own behavior and actions, while still insuring the safety of staff and inmates. Design/construction is generally characterized by high security parameters and limited use of internal physical barriers. Inmates at this level have demonstrated the ability to abide by rules and regulations and require intermittent supervision. However, behavior in the community, i.e., criminal sentence and/or the presence of serious outstanding legal matters, indicate the need for some control and for segregation from the community. Job and program opportunities exist for all inmates within the perimeter of the facility.

- **Level Five.** A custody level in which design/construction as well as inmate classification reflect the need to provide maximum external and internal control and supervision of inmates. Inmates accorded to this status may present an escape risk or pose a threat to other inmates, staff, or the orderly running of the institution, however, at a lesser degree than those at level 6. Supervision remains constant and direct. Through an inmates willingness to comply with institutional rules and regulations, increased job and program opportunities exist.

- **Level Six.** A custody level in which both design/construction as well as inmate classification reflect the need to provide maximum external and internal control and supervision of inmates primarily through the use of high security parameters and extensive use of internal physical barriers and check points. Inmates accorded this status present serious escape risks or pose serious threats to themselves, to other inmates, to staff, or the orderly running of the institution. Supervision of inmates is direct and constant.

Abbreviations

AC	Addiction Center	NCCI	North Central Correctional Institution at Gardner
ADP	Average Daily Population	OCCC	Old Colony Correctional Center
ATU	Awaiting Trial Unit	OUI	Operating Under the Influence
CRS	Contract Residential Services Includes Charlotte House, and Houston House	PPREP	Pre-Parole Residential Environmental Phase Program
DDU	Departmental Disciplinary Unit	PRC	Pre-Release Center
DOC	Department of Correction	SBCC	Souza-Baranowski Correctional Center
DRNCAC	David R. Nelson Correctional Addiction Center	SECC	Southeastern Correctional Center
DSU	Departmental Segregation Unit	SDPTC	Sexually Dangerous Person Treatment Center
HOC	House Of Correction	SMCC	South Middlesex Correctional Center(formerly SMPRC)
LCAC	Lawrence Correctional Alternative Center	SH	State Hospital
NECC	Northeastern Correctional Center	TC	Treatment Center (Longwood)

Table 1 provides the DOC figures for the third quarter of 2003. As this table indicates, the DOC population (excluding Bridgewater SH, SDPTC and county inmates at the Massachusetts Alcohol and Substance Abuse Center) decreased by 51 inmates, or (-5%), from the first day of the third quarter to the last day of the quarter. At the end of the quarter, the DOC operated with 8,897 inmates in the system, and the average daily population was 8,895 with a design capacity of 6,659. Thus, the DOC operated at 134 percent of design capacity.

Population in DOC Facilities, July 7, 2003 to September 29, 2003

Custody Level/Facility	Avg. Daily Population	Beginning Population	Ending Population	Design Capacity	% ADP Capacity
Custody Level 6					
Cedar Junction	714	702	720	633	113%
SBCC	1,010	1,024	980	1,024	99%
Framingham –ATU	207	202	204	64	323%
Custody Level 5					
OCCC	759	758	771	480	158%
Custody Level 4					
Bay State	293	294	293	266	110%
Concord	1,073	1,131	1,090	614	175%
Framingham	483	505	467	388	124%
Norfolk	1,428	1,443	1,432	1,084	132%
Shirley-Medium	1,089	1,088	1,092	720	151%
NCCI	964	961	963	568	170%
Sub-Total	8,020	8,108	8,012	5,841	137%
Custody Level 3					
NCCI	21	23	23	30	70%
Plymouth	159	157	149	151	105%
Shirley Minimum	46	47	50	92	50%
OCCC Minimum	95	91	96	100	95%
Custody Level 3/2					
Boston State	94	97	91	55	171%
NECC	189	169	197	150	126%
Pondville	166	167	172	100	166%
SMCC	102	86	103	125	82%
Sub-Total	872	837	881	803	109%
Custody Level 1					
Houston House	3	3	4	15	20%
Sub-Total	3	3	4	15	20%
Total	8,895	8,948	8,897	6,659	134%
Custody Level 4					
State Hospital@Bridgewater	333	338	337	227	147%
*Treatment Center	574	572	568	561	102%
Custody Level 3					
MASAC	218	223	237	236	85%
Sub-Total	1,125	1,133	1,142	1,024	110%
Grand Total	10,020	10,081	10,039	7,683	130%
Houses of Correction	469	471	473	n.a	n.a
Federal Prisons	6	6	5	n.a	n.a
Inter-State Contract	72	72	73	n.a	n.a

(*See Technical Notes

Table 2 provides the DOC figures for the previous twelve months – i.e., for the period July 1, 2002 to June 30, 2003. These figures indicate that the DOC population increased by 66 inmates over this twelve month period (excluding AC, Bridgewater SH, SDPTC and inmates at the Massachusetts Alcohol and Substance Abuse Center), from 8,870 to 8,936 in June 2003.

Population in DOC Facilities, July 1, 2002 to June 30, 2003

Custody Level/Facility	Avg. Daily Population	Beginning Population	Ending Population	Design Capacity	% ADP Capacity
Custody Level 6					
Cedar Junction	673	651	703	633	106%
SBCC	1,033	1,063	1,029	1,024	101%
Framingham –ATU	173	165	197	64	270%
Custody Level 5					
OCCC	686	712	755	480	143%
Custody Level 4					
Bay State	292	296	293	266	110%
Concord	1,080	1,038	1,110	614	176%
Framingham	486	476	519	388	125%
Norfolk	1,442	1,445	1,438	1,084	133%
Shirley-Medium	1,085	1,084	1,091	720	151%
NCCI	966	962	967	568	170%
Sub-Total	7,916	7,892	8,102	5,841	136%
Custody Level 3					
NCCI	27	30	22	30	90%
Plymouth	170	193	156	151	113%
Shirley Minimum	59	75	48	92	64%
OCCC Minimum	99	101	96	100	99%
Custody Level 3/2					
Boston State	89	85	97	55	162%
NECC	218	227	170	150	145%
Pondville	178	191	167	100	178%
SMCC	79	74	75	125	63%
Sub-Total	919	976	831	803	114%
Custody Level 1					
Houston House	3	2	3	15	20%
Sub-Total	3	2	3	15	20%
Total	8,838	8,870	8,936	6,659	133%
State Hospital@Bridgewater	360	384	338	227	159%
*Treatment Center	556	538	566	561	99%
Custody Level 3					
MASAC	196	230	229	236	77%
Sub-Total	1,112	1,152	1,133	1,024	109%
Grand Total	9,950	10,022	10,069	7,683	130%
Houses of Correction	481	509	474	n.a.	n.a.
Federal Prisons	6	6	6	n.a.	n.a.
Inter-State Contract	75	79	72	n.a.	n.a.

(*See technical notes)

Table 3 presents the county figures for the third quarter of 2003. The county population increased by 624 inmates, or 5%, from the first day of the third quarter to the last day of the quarter. At the end of the quarter, the county system operated with 12,835 inmates, with an average daily population of 12,506 in facilities with a total design capacity of 8,147. Thus, the county system operated at 154 percent of design capacity.

**Population in County Correctional Facilities by County,
July 7, 2003 to September 29, 2003**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design Capacity	% ADP Capacity
Barnstable	294	280	304	110	267%
Berkshire	313	276	333	116	270%
Bristol	1,182	1,198	1,193	610	194%
Dukes	34	34	33	19	179%
Essex	1,435	1,387	1,462	635	226%
Franklin	184	161	200	63	292%
Hampden	1,787	1,774	1,839	1303	137%
Hampshire	245	231	246	248	99%
Middlesex	1,124	1,138	1,151	1035	109%
Norfolk	569	545	586	354	161%
Plymouth	1,630	1,612	1,636	1140	143%
Suffolk	2,355	2,204	2,491	1599	147%
Worcester	1,336	1,324	1,361	790	169%
MASAC	18	47	-	125	14%
Total	12,506	12,211	12,835	8,147	154%

Table 4 presents the county figures for the third quarter of 2003. The following table presents a breakdown of multi-facility counties, by facility.

**Population in County Correctional Facilities by Facility,
July 7, 2003 to September 29, 2003**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design Capacity	% ADP Capacity
Bristol County					
Bristol Ash Street	191	194	203	206	93%
Bristol Dartmouth	991	1004	990	304	326%
Bristol DRNCAC	0	0	0	100	0%
Essex County					
Essex Middleton	1067	1018	1082	500	213%
Essex LCAC	368	369	380	135	273%
Hampden County					
Hampden	1614	1601	1673	1178	137%
Hampden OUI	173	173	166	125	138%
Middlesex County					
Middlesex Cambridge	302	303	321	161	188%
Middlesex Billerica	822	835	830	874	94%
Norfolk County					
Norfolk Dedham	569	545	586	302	188%
Norfolk Braintree	0	0	0	52	0%
Suffolk County					
Suffolk Nashua Street	684	684	669	453	151%
Suffolk South Bay	1671	1520	1822	1146	146%

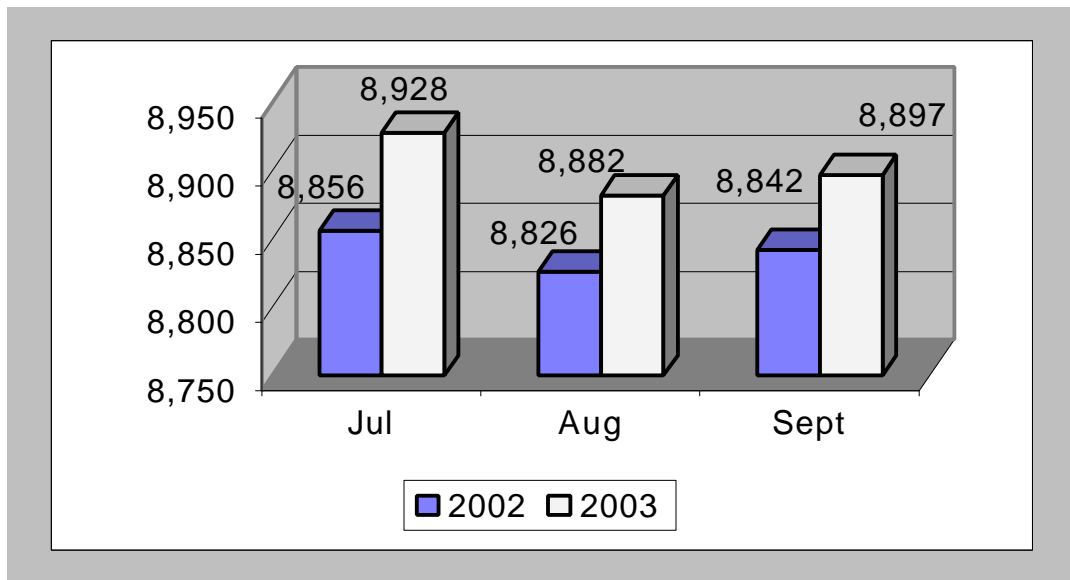
Table 5 presents the county figures for the previous twelve months. These figures indicate that the county population increased by 410 inmates over this twelve-month period, from 11,815 in July, to 12,225 in June 2003.

Population in County Correctional Facilities by County, July 1, 2002 to June 30, 2003					
Facility	Avg. Daily Population	Beginning Population	Ending Population	Design Capacity	% ADP Capacity
Barnstable	272	256	280	110	247%
Berkshire	294	292	277	116	253%
Bristol	1,157	1,122	1,177	610	190%
Dukes	25	22	37	19	132%
Essex	1,373	1,291	1,395	635	216%
Franklin	168	168	159	63	267%
Hampden	1,779	1,819	1,766	1,303	137%
Hampshire	243	245	240	248	98%
Middlesex	1,124	1,092	1,101	1,035	109%
Norfolk	538	494	564	354	152%
Plymouth	1,526	1,460	1,608	1,140	134%
Suffolk	2,227	2,200	2,232	1,599	139%
Worcester	1,292	1,238	1,342	790	164%
MASAC	64	116	47	125	51%
Total	12,082	11,815	12,225	8,147	147%

Table 6 presents the county figures for the previous twelve months. The following table presents a breakdown of multi-facility counties, by facility.

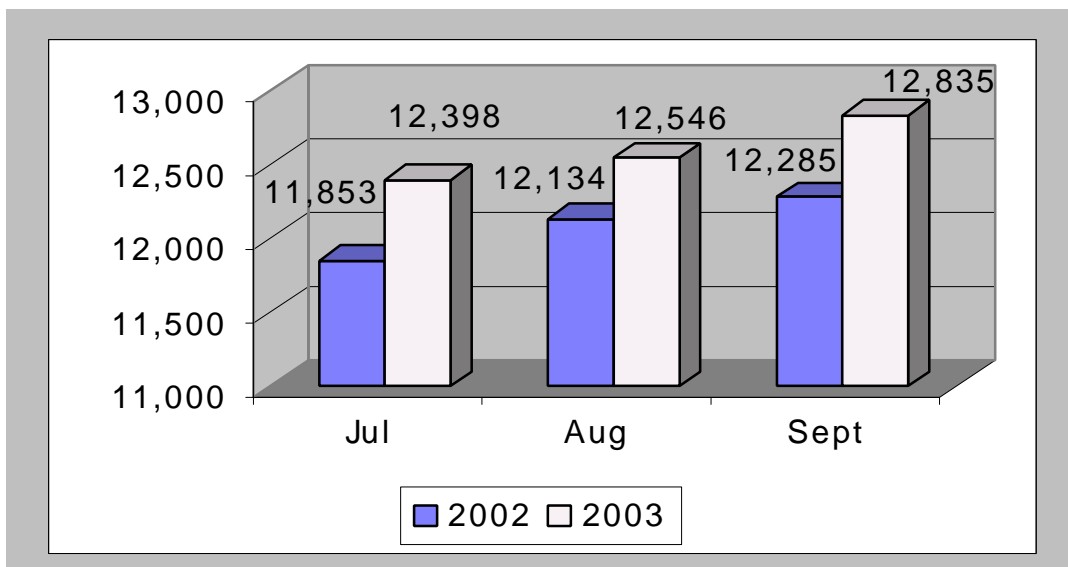
Population in County Correctional Facilities by Facility, July 1, 2002 to June 30, 2003					
Facility	Avg. Daily Population	Beginning Population	Ending Population	Design Capacity	% ADP Capacity
Bristol County					
Bristol Ash Street	186	177	193	206	90%
Bristol Dartmouth	966	888	984	304	318%
Bristol DRNCAC	5	57	-	100	5%
Essex County					
Essex Middleton	1,027	977	1,026	500	205%
Essex LCAC	346	314	369	135	256%
Hampden County					
Hampden	1,606	1,652	1,594	1,178	136%
Hampden-OUI	173	167	172	125	138%
Middlesex County					
Middlesex Cambridge	271	256	267	161	168%
Middlesex Billerica	853	836	834	874	98%
Norfolk County					
Norfolk Dedham	538	494	564	302	178%
Norfolk Braintree	-	-	-	52	0%
Suffolk County					
Suffolk Nashua Street	666	679	683	453	147%
Suffolk South Bay	1,561	1,521	1,549	1,146	136%

Figure 1.
DOC Sentenced Population, Third Quarters of 2002 and 2003



The graph above compares the DOC sentenced population for the third quarter in 2002 to that in 2003, by month. For July 2003, the DOC population increased by 72 inmates, compared with the same month of 2002; for August, the population increased by 56 inmates; and for September the population increased by 55 inmates.

Figure 2.
HOC Population, Third Quarters of 2002 and 2003



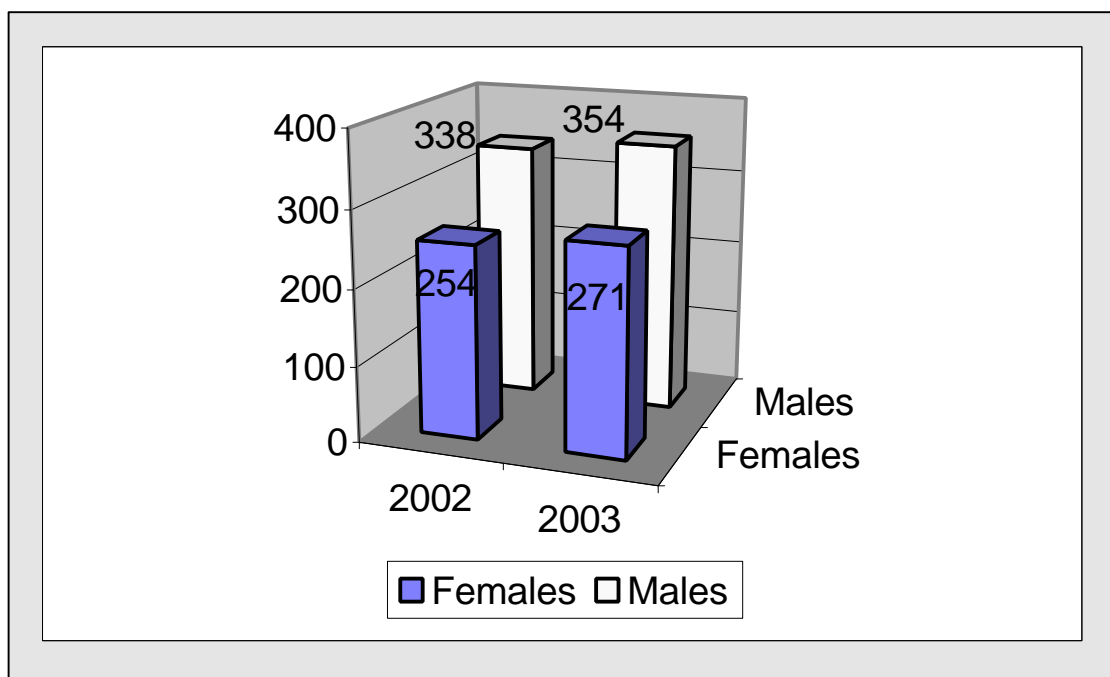
The graph above compares the HOC population for the third quarter in 2002 to that in 2003, by month. For July 2003, the HOC population increased by 545 inmates, or 5%, compared with the same month of 2002; for August, the population increased by 412 inmates, or 3%, and for September, the population increased by 550 inmates or 4%.

Note: Data for Figure 2 was taken from the end of the month daily count sheet compiled by the Classification Division

Table 7 provides quarterly statistics on new, criminally sentenced, court commitments to the DOC for the third quarters of 2002 and 2003, by sex. Overall, there was an increase of 33 new court commitments, or 6 percent, for 2003 in comparison with the number of new court commitments in 2002, from 592 to 625. Male commitments for the third quarter of 2003 increased by 16, or 5 percent from 2002. Female commitments for the third quarter of 2003 increased by 17, or 7 percent from 2002.

Quarterly DOC New Court Commitment by Sex			
	2002	2003	Difference
Males			
First Quarter	425	433	2%
Second Quarter	404	473	17%
Third Quarter	338	354	5%
Sub-Total	1,167	1,260	8%
Females			
First Quarter	325	252	-22%
Second Quarter	217	278	28%
Third Quarter	254	271	7%
Sub-total	796	801	1%
Total	1,963	2,061	5%

Figure 3 provides a graphical representation of the number of new, criminally sentenced court commitments to the DOC during the third quarters of 2002 and 2003, by sex.



Note: Data for Table 7 and Figure 3 were obtained from the DOC's Inmate Tracking Database and the IMS Database