

Massachusetts

Department of Correction

Quarterly Report on the Status of Prison Overcrowding, Fourth Quarter of 2004

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

Mitt Romney
Governor

Kerry Healey
Lieutenant Governor

Edward Flynn
Secretary of Public Safety

Kathleen M. Dennehy
Commissioner

James R. Bender
Deputy Commissioner

March, 2005

Approved by: State Purchasing Agent
Publication No: 14,602-09-45-10-10-86

2004 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. 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 fourth quarter of 2004.

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

2004 Fourth Quarter Report

Table of Contents

Table of Contents	3
Technical Notes	4
Abbreviations	5
Table 1.	6
Population in Department of Correction Facilities, October 4, 2004 to December 27, 2004	
Table 2.	7
Population in Department of Correction Facilities, October 6, 2003 to September 27, 2004	
Table 3.	8
Population in County Correctional Facilities by County, October 4, 2004 to December 28, 2004	
Table 4.	8
Population in County Correctional Facilities by Facility, October 4, 2004 to December 28, 2004	
Table 5.	9
Population in County Correctional Facilities by County, October 6 2003 to September 27 2004	
Table 6.	9
Population in County Correctional Facilities by Facility, October 6 2003 to September 27, 2004	
Figure 1.	10
DOC Sentenced Population, Fourth Quarters of 2003 and 2004	
Figure 2.	10
HOC Population, Fourth Quarters of 2003 and 2004	
Table 7.	11
Quarterly DOC Court Commitments by Sex, 2003 and 2004	
Figure 3.	11
Quarterly DOC Court Commitments by Sex, 2003 and 2004	

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.
- 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.
- Nashua Street inmates housed at other facilities are reported in the counts for the facilities in which they are in custody.
- 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.
- 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.
- 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 July 1, 2002, two housing units remain open at MCI-Shirley Minimum with a design capacity of 92.
- Within MASAC, The Longwood Treatment Center Program was terminated on July 1, 2003, 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.
- Effective February 5, 2004, Boston State Pre-Release Center had a change in design capacity. The new capacity is 150. 100 beds are Pre-Release and 50 beds are Minimum.

- 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	NECC	Northeastern Correctional Center
ADP	Average Daily Population	NCCI	North Central Correctional Institution at Gardner
ATU	Awaiting Trial Unit	OCCC	Old Colony Correctional Center
CRS	Contract Residential Services Includes Charlotte House, and Houston House	OUI	Operating Under the Influence
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
MASAC	Massachusetts Alcohol and Substance Abuse Center		

Table 1 provides the DOC figures for the Fourth quarter of 2004. As this table indicates, the DOC population (excluding Bridgewater SH, SDPTC and county inmates at the Massachusetts Alcohol and Substance Abuse Center) decreased by 157 inmates, or (-2%), from the first day of the fourth quarter to the last day of the quarter. At the end of the quarter, the DOC operated with 8,657 inmates in the system, and the average daily population was 8,737 with a design capacity of 6,754. Thus, the DOC operated at 129 percent of design capacity.

Population in DOC Facilities, October 4, 2004 to December 27, 2004

Custody Level/Facility	Avg. Daily Population	Beginning Population	Ending Population	Design Capacity	% ADP Capacity
Custody Level 6					
Cedar Junction	574	584	565	633	91%
SBCC	987	976	1013	1,024	96%
Framingham –ATU	191	219	161	64	298%
Custody Level 5					
OCCC	717	748	705	480	149%
Custody Level 4					
Bay State	290	294	284	266	109%
Concord	1,070	1,127	1028	614	174%
Framingham	465	454	451	388	120%
Norfolk	1,425	1,416	1423	1,084	131%
Shirley-Medium	1,078	1,075	1076	720	150%
NCCI	956	963	949	568	168%
Sub-Total	7,753	7,856	7,655	5,841	133%
Custody Level 3					
NCCI	29	30	30	30	97%
Plymouth	150	151	151	151	99%
Shirley Minimum	48	46	49	92	52%
OCCC Minimum	107	101	107	100	107%
Custody Level 3/2					
Boston State	96	97	94	150	64%
NECC	248	237	255	150	165%
Pondville	189	190	190	100	189%
SMCC	110	100	120	125	88%
Sub-Total	977	952	996	898	109%
Custody Level 1					
Houston House	7	6	6	15	47%
Sub-Total	7	6	6	15	47%
Total	8,737	8,814	8,657	6,754	129%
Custody Level 4					
State Hospital@Bridgewater	333	332	337	227	147%
*Treatment Center	619	609	625	561	110%
Custody Level 3					
MASAC	171	199	161	236	72%
Sub-Total	1,123	1,140	1,123	1,024	110%
Grand Total	9,860	9,954	9,780	7,778	127%
Houses of Correction	329	328	315	n.a.	n.a.
Federal Prisons	6	5	6	n.a.	n.a.
Inter-State Contract	66	68	64	n.a.	n.a.

(*See Technical Notes

Table 2 provides the DOC figures for the previous twelve months – i.e., for the period October 6, 2003 to September 27, 2004. These figures indicate that the DOC population decreased by 151 inmates, or (-2%), over this twelve month period (excluding AC, Bridgewater SH, SDPTC and inmates at the Massachusetts Alcohol and Substance Abuse Center), from 8,938 to 8,787 in September 2004.

Population in DOC Facilities, October 6, 2003 to September 27, 2004

Custody Level/Facility	Avg. Daily Population	Beginning Population	Ending Population	Design Capacity	% ADP Capacity
Custody Level 6					
Cedar Junction	663	721	590	633	105%
SBCC	989	976	972	1,024	97%
Framingham –ATU	198	209	219	64	309%
Custody Level 5					
OCCC	760	790	751	480	158%
Custody Level 4					
Bay State	294	291	295	266	111%
Concord	1,075	1,088	1,099	614	175%
Framingham	456	474	441	388	118%
Norfolk	1,436	1,444	1,419	1,084	132%
Shirley-Medium	1,079	1,091	1,078	720	150%
NCCI	965	969	960	568	170%
Sub-Total	7,915	8,053	7,824	5,841	136%
Custody Level 3					
NCCI	29	23	30	30	97%
Plymouth	178	144	151	151	118%
Shirley Minimum	47	49	47	92	51%
OCCC Minimum	103	98	102	100	103%
Custody Level 3/2					
Boston State	92	87	97	55	167%
NECC	213	197	236	150	142%
Pondville	186	173	193	100	186%
SMCC	99	110	103	125	79%
Sub-Total	947	881	959	803	118%
Custody Level 1					
Houston House	4	4	4	15	27%
Sub-Total	4	4	4	15	27%
Total	8,866	8,938	8,787	6,659	133%
Custody Level 4					
State Hospital@Bridgewater	338	338	331	227	149%
*Treatment Center	585	565	609	561	104%
Custody Level 3					
MASAC	188	239	204	236	80%
Sub-Total	1,111	1,142	1,144	1,024	108%
Grand Total	9,977	10,080	9931	7,683	130%
Houses of Correction	382	475	327	n.a.	n.a.
Federal Prisons	5	5	5	n.a.	n.a.
Inter-State Contract	71	73	69	n.a.	n.a.

(*See technical notes)

Table 3 presents the county figures for the fourth quarter of 2004. The county population decreased by 587 inmates, or (-5%), from the first day of the fourth quarter to the last day of the quarter. At the end of the quarter, the county system operated with 12,189 inmates, with an average daily population of 12,588 in facilities with a total design capacity of 8,022. Thus, the county system operated at 157 percent of design capacity.

**Population in County Correctional Facilities by County,
October 4, 2004 to December 28, 2004**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design Capacity	% ADP Capacity
Barnstable	342	318	344	110	311%
Berkshire	319	336	305	116	275%
Bristol	1,261	1,272	1,230	610	207%
Dukes	25	21	27	19	132%
Essex	1,421	1,426	1,384	635	224%
Franklin	179	173	175	63	284%
Hampden	1,852	1,871	1,792	1,303	142%
Hampshire	268	283	256	248	108%
Middlesex	1,175	1,240	1,078	1,035	114%
Norfolk	552	565	532	354	156%
Plymouth	1505	1533	1460	1,140	132%
Suffolk	2,401	2,432	2,311	1,599	150%
Worcester	1,288	1,306	1,295	790	163%
Total	12,588	12,776	12,189	8,022	157%

Table 4 presents the county figures for the fourth quarter of 2004. The following table presents a breakdown of multi-facility counties, by facility.

**Population in County Correctional Facilities by Facility,
October 4, 2004 to December 28, 2004**

Facility	Avg. Daily Population	Beginning Population	Ending Population	Design Capacity	% ADP Capacity
Bristol County					
Bristol Ash Street	196	209	190	206	95%
Bristol Dartmouth	1065	1063	1040	304	350%
Bristol DRNCAC	0	0	0	100	0%
Essex County					
Essex Middleton	1124	1105	1089	500	225%
Essex LCAC	297	321	295	135	220%
Hampden County					
Hampden	1681	1699	1619	1,178	143%
Hampden OUI	171	172	173	125	137%
Middlesex County					
Middlesex Cambridge	326	373	282	161	202%
Middlesex Billerica	849	867	796	874	97%
Norfolk County					
Norfolk Dedham	552	565	532	302	183%
Norfolk Braintree	0	0	0	52	0%
Suffolk County					
Suffolk Nashua Street	643	673	613	453	142%
Suffolk South Bay	1758	1759	1698	1,146	153%

Table 5 presents the county figures for the previous twelve months. These figures indicate that the county population decreased by 28 inmates over this twelve month period, from 12,719 in October, to 12,691 in September 2004.

**Population in County Correctional Facilities by County,
October 6, 2003 to September 27, 2004**

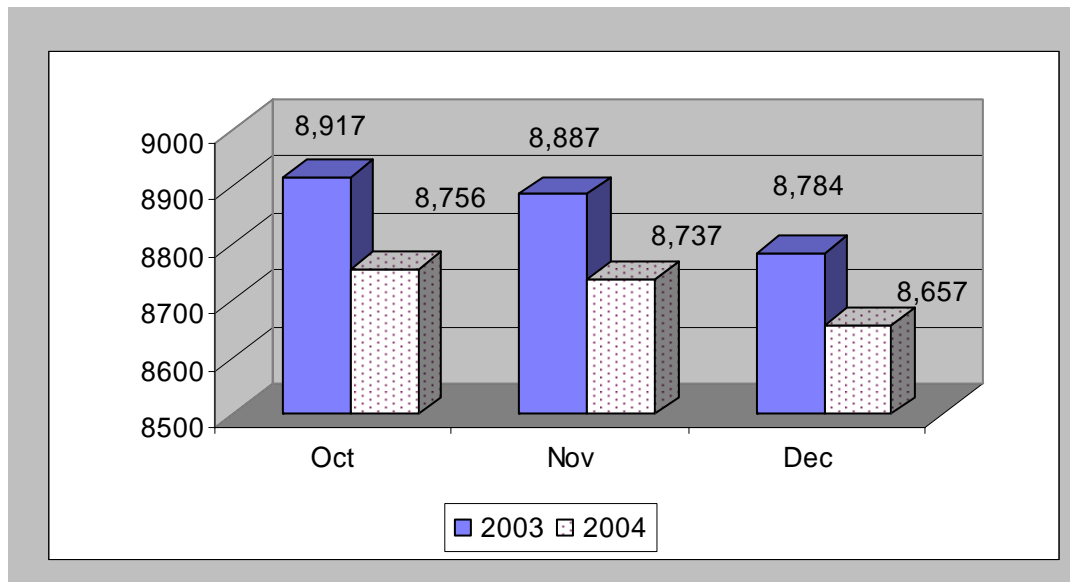
Facility	Avg. Daily Population	Beginning Population	Ending Population	Design Capacity	% ADP Capacity
Barnstable	312	303	322	110	284%
Berkshire	338	329	337	116	291%
Bristol	1,202	1,164	1,262	610	197%
Dukes	26	33	21	19	137%
Essex	1,443	1,460	1,439	635	227%
Franklin	178	200	170	63	283%
Hampden	1,861	1,841	1,853	1,303	143%
Hampshire	272	252	288	248	110%
Middlesex	1,159	1,144	1,211	1,035	112%
Norfolk	552	558	563	354	156%
Plymouth	1,570	1,644	1,521	1,140	138%
Suffolk	2,419	2,465	2,419	1,599	151%
Worcester	1,316	1,326	1,285	790	167%
Total	12,648	12,719	12,691	8,022	158%

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,
October 6, 2003 to September 27, 2004**

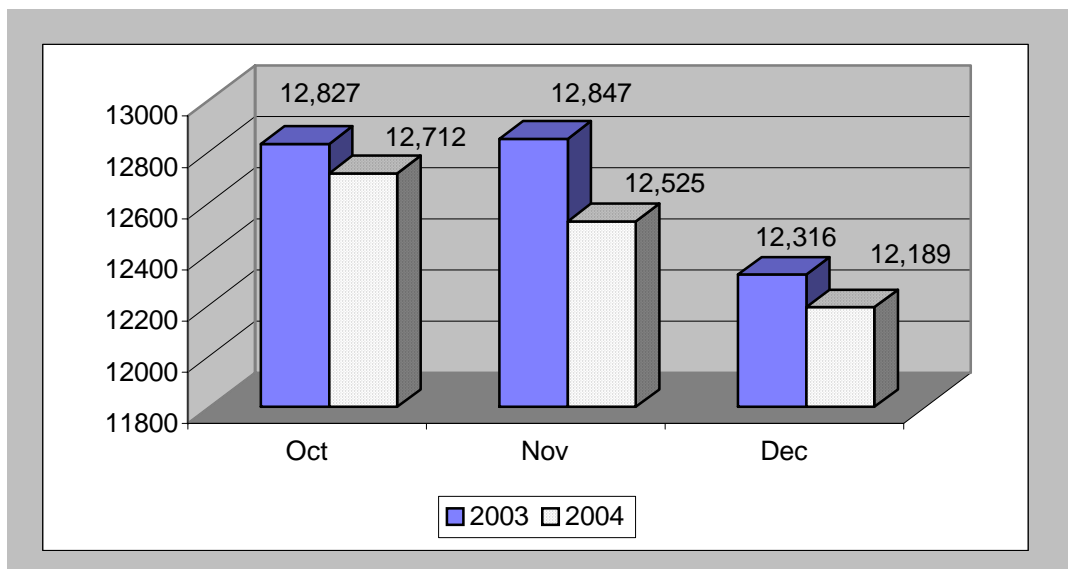
Facility	Avg. Daily Population	Beginning Population	Ending Population	Design Capacity	% ADP Capacity
Bristol County					
Bristol Ash Street	193	187	194	206	94%
Bristol Dartmouth	1,009	977	1,068	304	332%
Bristol DRNCAC	-	-	-	100	0%
Essex County					
Essex Middleton	1,093	1,082	1,120	500	219%
Essex LCAC	350	378	319	135	259%
Hampden County					
Hampden	1,691	1,667	1,690	1,178	144%
Hampden-OUI	170	174	163	125	136%
Middlesex County					
Middlesex Cambridge	304	317	345	161	189%
Middlesex Billerica	855	827	866	874	98%
Norfolk County					
Norfolk Dedham	552	558	563	302	183%
Norfolk Braintree	-	-	-	52	0%
Suffolk County					
Suffolk Nashua Street	660	679	685	453	146%
Suffolk South Bay	1,759	1,786	1,734	1,146	153%

Figure 1.
DOC Sentenced Population, Fourth Quarters of 2003 and 2004



The graph above compares the DOC sentenced population for the fourth quarter in 2003 to that in 2004, by month. For October, 2004, the DOC population decreased by 161 inmates, or (-2%), compared with the same month of 2003; for November, the population decreased by 150 inmates, or (-2%); and for December the population decreased by 127 inmates, or (-1%).

Figure 2.
HOC Population, Fourth Quarters of 2003 and 2004



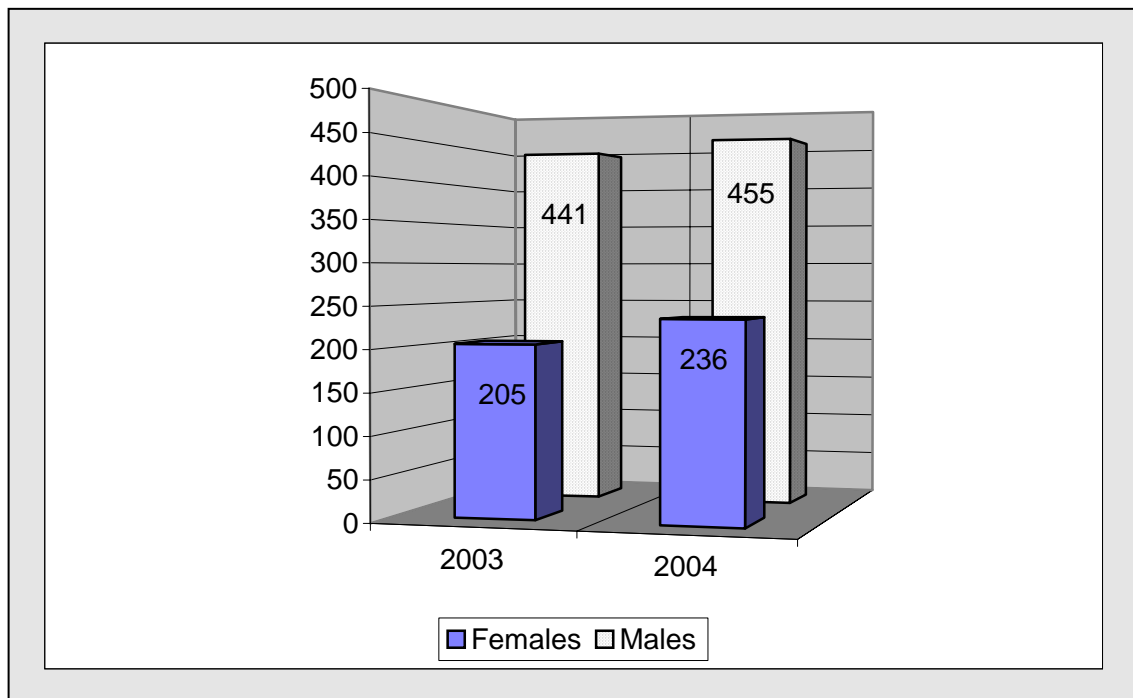
The graph above compares the HOC population for the fourth quarter in 2003 to that in 2004, by month. For October 2004, the HOC population decreased by 115 inmates, or 1%, compared with the same month of 2003; for November, the population decreased by 322 inmates, or 3%, and for December the population decreased by 127 inmates or 1%.

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 fourth quarters of 2003 and 2004, by sex. Overall, there was an increase of 45 new court commitments, or 7 percent, for the fourth quarter of 2004 in comparison with the number of new court commitments in the fourth quarter of 2003, from 646 to 691. Male commitments for the fourth quarter of 2004 increased by 14 inmates, or 3 percent, from the fourth quarter of 2003. Female commitments for the fourth quarter of 2004 increased by 31 inmates, or 15 percent, from the fourth quarter of 2003.

Quarterly DOC New Court Commitment by Sex			
	2003	2004	Difference
Males			
First Quarter	433	453	5%
Second Quarter	473	477	1%
Third Quarter	354	383	8%
Fourth Quarter	441	455	3%
Sub-Total	1,701	1,768	4%
Females			
First Quarter	252	251	0%
Second Quarter	278	241	-13%
Third Quarter	271	223	-18%
Fourth Quarter	205	236	15%
Sub-total	1,006	951	-5%
Total	2,707	2,719	0%

Figure 3 provides a graphical representation of the number of new, criminally sentenced court commitments to the DOC during the fourth quarters of 2003 and 2004, by sex.



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