# PART 5337 - Service Contracting

**2019 Edition**

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INTERIM CHANGE: See Policy Memo [21-C-04](https://usaf.dps.mil/sites/AFCC/KnowledgeCenter/Documents/Contracting_Memos/Policy/21-C-04.pdf).

Table of Contents

[PART 5337 - Service Contracting 1](#_Toc101432100)

[SUBPART 5337.1 – SERVICE CONTRACTS (GENERAL) 1](#_Toc101432101)

[5337.102-70 Prohibition on Contracting for Firefighting or Security-Guard Functions 1](#_Toc101432102)

[5337.104 Personal Services Contracts 2](#_Toc101432103)

[5337.106 Funding and Term of Service Contracts 2](#_Toc101432104)

[5337.113-1 Waiver of Cost Allowability Limitations 2](#_Toc101432105)

[5337.170-2 Approval Requirements 2](#_Toc101432106)

[SUBPART 5337.2 – ADVISORY AND ASSISTANCE SERVICES 2](#_Toc101432107)

[5337.204 Guidelines for Determining Availability of Personnel 2](#_Toc101432108)

[SUBPART 5337.5 – MANAGEMENT AND OVERSIGHT OF SERVICE CONTRACTS 2](#_Toc101432109)

[5337.503 Agency-head Responsibilities 3](#_Toc101432110)

[SUBPART 5337.74 – SERVICES AT INSTALLATIONS BEING CLOSED 3](#_Toc101432111)

[5337.7401 Policy 3](#_Toc101432112)

## SUBPART 5337.1 – SERVICE CONTRACTS (GENERAL)

### 5337.102-70 Prohibition on Contracting for Firefighting or Security-Guard Functions

INTERIM CHANGE: See Policy Memo [21-C-04](https://usaf.dps.mil/sites/AFCC/KnowledgeCenter/Documents/Contracting_Memos/Policy/21-C-04.pdf)

### 5337.104 Personal Services Contracts

(b) See the tailorable [Determination and Findings](https://usaf.dps.mil/sites/AFCC/KnowledgeCenter/contracting_templates/personal_services_contracts.pdf) template.

(i) For “Operational and Enterprise Contracting,” the installation commander is authorized to approve the D&F at [DFARS 237.104(b)(i)](https://www.acquisition.gov/dfars/part-237-service-contracting#DFARS-237.104). For PEO programs and acquisitions, the PEO is authorized to approve this D&F.

(iii)(A)*(2)* See [MP5301.601(a)(i)](AFFARS-MP_PART-mp_5301.601(a)(i).docx#p5337104biiiA2).

### 5337.106 Funding and Term of Service Contracts

See [DFARS 204.7103-1](https://www.acquisition.gov/dfars/part-204-administrative-and-information-matters#DFARS-204.7103-1) for guidance on considering severability when forming Service contracts.

### 5337.113-1 Waiver of Cost Allowability Limitations

(a) See [MP5301.601-90](AFFARS-MP_PART-mp_5301.601-90.docx). Submit requests for waivers through the SCO to [SAF/AQC](mailto:SAF.AQ.SAF-AQC.Workflow@us.af.mil) for approval.

### 5337.170-2 Approval Requirements

(a)(1) The Services Designated Official (SDO) (see [AFI 63-138](http://static.e-publishing.af.mil/production/1/saf_aq/publication/afi63-138/afi63-138.pdf), *Acquisition of Services*) will approve acquisitions of services to be purchased through a contract or task order above the SAT that is not performance based.

(i) If more than 50 percent of the requirement (contract or task order), measured in dollars, is performance-based, the requirement can be considered a performance-based service acquisition.

(ii) Purchase requests for services acquisitions that are not performance based will include the following statement:

“IAW [10 USC 2330](http://www4.law.cornell.edu/uscode/10/2330.html), the Services Designated Official (SDO) has approved the attached Performance Work Statement and Quality Assurance Surveillance Plan ensuring requirements are performance based to the maximum extent practicable.”

## SUBPART 5337.2 – ADVISORY AND ASSISTANCE SERVICES

### 5337.204 Guidelines for Determining Availability of Personnel

This approval has been delegated to MAJCOM/DRU/AFRCO Commanders and, within AFMC and SSC, to the Center Commanders.

## SUBPART 5337.5 – MANAGEMENT AND OVERSIGHT OF SERVICE CONTRACTS

### 5337.503 Agency-head Responsibilities

See [AFI 63-138](http://static.e-publishing.af.mil/production/1/saf_aq/publication/afi63-138/afi63-138.pdf), *Acquisition of Services*.

## SUBPART 5337.74 – SERVICES AT INSTALLATIONS BEING CLOSED

### 5337.7401 Policy

(c) See [MP5301.601(a)(i)](AFFARS-MP_PART-mp_5301.601(a)(i).docx#p53377401c).