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### 5309.103 Policy

(b)(i) Section 1612 of the National Defense Authorization Act (NDAA) for Fiscal Year (FY) 2018 (P.L. 115-91) requires SMC to establish and maintain a Contractor Responsibility Watch List (CRWL). [SMC Instruction (SMCI) 64-101](https://usaf.dps.mil/sites/AFCC/KnowledgeCenter/pgi_related_documents/SMCI_64-101.pdf), *Air Force Space Contractor Responsibility Watch List (CRWL)****,*** establishes the CRWL and its applicability to “space program solicitations or contracts” (See [AFFARS 5302](5302_101.dita#AFFARS_5302_topic_3) ).

(ii) Contractors may be placed on the CRWL when their ability to successfully perform space program contracts is uncertain due to any of the following:

*(A)* Poor performance or award fee scores below 50%.

(B) Financial concerns.

(C) Felony convictions or civil judgements.

(D) Security or foreign ownership and control issues.

(iii) For any of the following actions on space program solicitations or contracts (See [AFFARS 5302](5302_101.dita#AFFARS_5302_topic_3) ) follow the procedures at [MP5309.190](MP5309_190.dita#AFFARS_mp_5309_190_topic_1):

*(A)* Soliciting a sole source proposal.

(B) Entering into discussions (FAR 15.306(d)) (or equivalent activity) or awarding a competitive contract or awarding a sole source contract.

(C) Providing consent to subcontract when the subcontract is valued in excess of $3M or 5% of the prime contract value, whichever is lesser.

(D) Exercising a contract option.

(E) Executing a contract modification resulting from an engineering change proposal.