**Part 5337 - Service Contracting**

DAFFARS PART 5337 Knowledge Center

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[Subpart 5337.1 – SERVICE CONTRACTS (GENERAL)](#_bookmark0)

[5337.102-70 Prohibition on Contracting for Firefighting or Security-Guard Functions](#_bookmark0)

[5337.104 Personal Services Contracts](#_bookmark0)

~~[5337.106 Funding and Term of Service Contracts](#_bookmark0)~~

[5337.113-1 Waiver of Cost Allowability Limitations](#_bookmark0)

[5337.170](#_bookmark0)~~[-2](#_bookmark0)~~ [Approval Requirements](#_bookmark0)

[Subpart 5337.2 – ADVISORY AND ASSISTANCE SERVICES](#_bookmark0)

[5337.204 Guidelines for Determining Availability of Personnel](#_bookmark0)

[Subpart 5337.5 – MANAGEMENT AND OVERSIGHT OF SERVICE CONTRACTS](#_bookmark0)

[5337.503 Agency-head Responsibilities](#_bookmark0)

[Subpart 5337.74 – SERVICES AT INSTALLATIONS BEING CLOSED](#_bookmark0)

[5337.7401 Policy](#_bookmark0)

# **Subpart 5337.1 – SERVICE CONTRACTS (GENERAL)**

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

(a)(S-90) For purposes of complying with 10 U.S.C. 2465, which prohibits the DoD from “entering into a contract for the performance of firefighting or security-guard functions at any military installation or facility,” the term security guard functions should be understood to mean those functions which are the responsibility of an installation commander or stand-alone military facility commander. If there is no military commander, this prohibition shall apply to the senior DoD civilian at the location. The prohibited security guard functions include: performing or supervising protective services work that involves the protection of federally owned or leased buildings and property at the installation level or at a stand-alone military facility; protecting government equipment and material at the installation level or at a stand-alone military facility; controlling access to federal installations by employees, visitors, residents and patients; and monitoring of intrusion detection systems. The statutory prohibition on contracting for security guard functions in 10 U.S.C. 2465 does not apply to security support functions that a unit or organization performs as part of security in depth at a location or area on an installation, or performs within a stand-alone

building, so long as the commander and their unit is not responsible for installation-level security or overall security at a stand-alone military facility. Contractors performing security support functions may not engage in any law enforcement functions, i.e., criminal investigative work, the preservation of peace; the prevention, detection and investigation of crimes; the arrest or apprehension of violators; and the provision of assistance to citizens in emergency situations, including the protection of civil rights, preservation of crime scenes; issuances of citations; and arrests and apprehensions of suspects.

## **5337.104 Personal Services Contracts**

1. See the tailorable [D&F Personal Services Contracts](https://usaf.dps.mil/sites/AFCC/AQCP/KnowledgeCenter/SitePages/DAFFARS-Templates.aspx) template.

(b) See [MP5301.601(a)(i)](https://www.acquisition.gov/daffars/mp5301-federal-acquisition-regulations-system#DAFFARS_MP5301_601).

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## **5337.113-1 Waiver of Cost Allowability Limitations**

(a) See [MP5301.601(a)(i)](https://www.acquisition.gov/daffars/mp5301-federal-acquisition-regulations-system#DAFFARS_MP5301_601).

## **Approval Requirements**

(a) See MP5301.601(a)(i)

**Subpart 5337.2 – ADVISORY AND ASSISTANCE SERVICES**

## **5337.204 Guidelines for Determining Availability of Personnel**

* + - 1. See [MP5301.601(a)(i)](https://www.acquisition.gov/daffars/mp5301-federal-acquisition-regulations-system#DAFFARS_MP5301_601)

# **Subpart 5337.5 – MANAGEMENT AND OVERSIGHT OF SERVICE CONTRACTS**

## **5337.503 Agency-head Responsibilities**

See [DAFI 63-138](https://static.e-publishing.af.mil/production/1/saf_aq/publication/dafi63-138/dafi63-138.pdf), *Acquisition of Services*.

# **Subpart 5337.74 – SERVICES AT INSTALLATIONS BEING CLOSED**

## **5337.7401 Policy**

(c) See [MP5301.601(a)(i)](https://www.acquisition.gov/daffars/mp5301-federal-acquisition-regulations-system#DAFFARS_MP5301_601).