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ACQUISITION
AND SUSTAINMENT

MEMORANDUM FOR COMMANDER, UNITED STATES CYBER COMMAND (ATTN: ACQUISITION EXECUTIVE)
COMMANDER, UNITED STATES SPECIAL OPERATIONS COMMAND (ATTN: ACQUISITION EXECUTIVE)
COMMANDER, UNITED STATES TRANSPORTATION COMMAND (ATTN: ACQUISITION EXECUTIVE)
DEPUTY ASSISTANT SECRETARY OF THE ARMY (PROCUREMENT)
DEPUTY ASSISTANT SECRETARY OF THE NAVY (PROCUREMENT)
DEPUTY ASSISTANT SECRETARY OF THE AIR FORCE (CONTRACTING)
WAR DEPARTMENT AGENCY AND DOW FIELD ACTIVITIES

SUBJECT: Guidance on Implementing Unbiased Artificial Intelligence Principles in Procurements

This memorandum introduces new guidance to ensure the Department of War (DoW) acquires Artificial Intelligence (AI) that adheres to the principles of "Truth-seeking" and "Ideological Neutrality." This initiative is in direct support of Executive Order (E.O.) 14319, Preventing Woke AI in the Federal Government, and Office of Management and Budget (OMB) Memorandum M-26-04, Increasing Public Trust in Artificial Intelligence Through Unbiased AI Principles.

The attached guidance provides contracting and program personnel with adaptable templates and standardized language to document, solicit, and enforce these Unbiased AI Principles in our procurements. It is designed to be flexible, allowing DoW Components to tailor the language to fit the specific context and risk level of their individual AI acquisitions.

Compliance with the E.O. and OMB Memorandum is mandatory. All relevant personnel should familiarize themselves with this guidance and apply it to applicable procurements. The attachments herein provide a standardized approach to the Unbiased AI Principle requirements.

Inquiries regarding this memorandum and the attached guidance can be addressed to Adeline Maissonet, osd.pentagon.ousd-a-s.mbx.dpc-cp@mail.mil.

TENAGLIA.JOHN.M.1154945926 Digitally signed by TENAGLIA.JOHN.M.1154945926 Date: 2026.10.20 18:00:30 -04'00'

John M. Tenaglia
Principal Director,
Defense Pricing, Contracting, and Acquisition Policy

Attachments:
As stated

GUIDANCE ON IMPLEMENTING UNBIASED ARTIFICIAL INTELLIGENCE PRINCIPLES IN PROCUREMENTS

This document provides guidance and template language to assist contracting and program personnel in implementing the requirements of Executive Order (E.O.) 14319, *Preventing Woke AI in the Federal Government*, and Office of Management and Budget (OMB) Memorandum M-26-04, *Increasing Public Trust in Artificial Intelligence Through Unbiased AI Principles.* The goal is to ensure that Large Language Models (LLMs) and other AI acquired by the Department of War (DoW) adhere to the principles of "Truth-seeking" and "Ideological Neutrality."

Compliance with the E.O. and the OMB Memorandum is mandatory. However, the use of the attachments provided herein is not mandatory. They are intended as guidance only and designed to be adaptable templates that offer a standardized approach to documenting, soliciting, and enforcing the Unbiased AI Principles. Recognizing that AI procurements vary widely in complexity and risk, DoW Components and requiring activities have the flexibility to revise, tailor, or supplement this language as necessary to fit the specific needs and context of their individual requirements.

OVERVIEW OF ATTACHMENTS

This guidance is structured into three distinct but related attachments:

- **Attachment A.** Unbiased Artificial Intelligence Principles Memorandum: A memorandum for the requiring activity to formally document its analysis of the requirement and select the appropriate transparency and documentation requirements for the procurement.

- **Attachment B.** Contractor Required Information: Standardized solicitation language for Section L (or equivalent) that instructs offerors on the specific documentation they must provide to demonstrate compliance with the Unbiased AI Principles, based on the selections made in Attachment A.

- **Attachment C.** Compliance Contract Language: Formal contract language to be included within the Statement of Work (SOW) or Performance Work Statement (PWS) in both the solicitation and resultant contract. This language establishes compliance with the Unbiased AI Principles as an ongoing, material contract requirement.

ATTACHMENT A

When procuring a Large Language Model (LLM), agencies must obtain sufficient information from the contractor to determine whether that LLM complies with the Unbiased Artificial Intelligence (AI) Principles, as defined in Executive Order 14319, Preventing Woke AI in the Federal Government. The amount and type of information available will vary depending on the contractor's role within the software supply chain and its relationship with the LLM developer itself, with more information generally being available from sources closer to the original LLM developer.

Therefore, this memorandum is to be used by the requiring activity to document the specific transparency requirements for the acquisition identified above. A signed copy should be provided to the Contracting Officer with the requirement package. The Contracting Officer will retain a copy of this signed memorandum within the contract file.

UNBIASED ARTIFICIAL INTELLIGENCE PRINCIPLES MEMORANDUM

FROM: (Requiring Activity)

TO: (Contracting Officer)

Subject: (Program/Requirement Title)

a. Unbiased AI Principles Applicability Analysis. *(Select One)*

☐ 1. This requirement is for a large language model (LLM), which is defined in Executive Order (E.O.) 14319 as a generative AI model trained on vast, diverse datasets that enable the model to generate natural-language responses to user prompts.

☐ 2. This requirement is for a generative AI model other than a LLM (e.g., latent consistency model, language action model, mixture of experts, vision language model, small language model, masked language model, or segment anything model) that will create new content.

☐ 3. This requirement is for discriminative AI capabilities that will be used for a task (e.g., classification, regression, object detection, etc.).

☐ 4. This requirement does not involve a LLM, as defined by E.O. 14319, or AI other than a LLM.

b. Minimum Threshold for LLM Transparency (M-26-04, Appx. A, Sec 1.A). *(If a.1 is selected above, then items 1–4 below must be included in both the solicitation and the resulting contract. If a.2 or a.3 is selected, including items 1–4 is optional and left to the discretion of the person signing this memorandum. The requiring activity should mark which items apply.)*

The contractor must provide the following documentation as an attachment or addendum to their technical proposal as requested in Section L and evaluated in Section M of the solicitation. This documentation will be incorporated into the contract as a material requirement.

☐ 1. A copy of the LLM developer's Acceptable Use Policy.

☐ 2. The most current Model Card, System Card, and/or Data Card for the offered AI model. These documents should summarize the training process, identified risks and mitigations, and model evaluation scores on relevant benchmarks.

☐ 3. A description of and, if available, links to End-User Resources (e.g., product tutorials, developer guides) that instruct customers on the proper use of the LLM.

☐ 4. A description of the mechanism through which the Government, as an end-user, can provide feedback to the vendor on outputs that may violate the Unbiased AI Principles.

c. Enhanced Threshold for LLM Transparency (M-26-04, Appx. A, Sec 1.B). *(Select all that apply.)*

The selected requirements below are applicable to the solicitation and resultant contract.

1. **Pre-Training and Post-Training Activities:**

   ☐ a. Actions impacting the factuality and grounding of LLM outputs.

   ☐ b. System-level prompts providing instructions to the model on responding to queries.

   ☐ c. The type of outputs restricted via content moderation and safety filters.

   ☐ d. Use of red teaming to assess the model for bias.

   ☐ e. Details on any training or development that occurred outside the United States.

☐ f. Modifications made to comply with regulations from a government other than the U.S. Federal Government.

2. **Model Evaluations:**

   ☐ a. Results and methodology of bias evaluations conducted by the vendor.

   ☐ b. Benchmark scores measuring the model's bias, helpfulness, honesty, or accuracy.

   ☐ c. Other: _____

3. **Enterprise-Level Controls:**

   ☐ a. Governance tools (e.g., customizable system instructions or content generation filters).

   ☐ b. LLM model evaluation tools for comparing outputs.

   ☐ c. Product features that require the model to cite sources for its outputs.

   ☐ d. Other: _____

4. **Third-Party Modifications:**

   ☐ a. Disclosure of additional controls (e.g., classifiers, system prompts, fine-tuning, content moderation, filters) applied by a vendor who is not the direct developer.

d. Materiality Requirement. The requirements set forth in paragraphs b and c must be identified as material requirements in both the solicitation and contract, as directed by the E.O. 14319, for determining contract eligibility and payment, and to support termination of the contract for default when the contractor refuses to take corrective action in identified cases of noncompliance.

Date	Name, Title, Organization Phone Number, Email Address	Signature

ATTACHMENT B

Attachment B provides the standardized language that will be incorporated into the solicitation to ensure offerors submit the required documentation regarding Unbiased AI Principles. This language directly corresponds to the selections made in the "Unbiased Artificial Intelligence Principles Memorandum" (Attachment A). Its purpose is to clearly communicate the submission requirements to potential contractors and make the provision of this documentation a formal part of the proposal process.

Instructions for Use

The Contracting Officer will use the completed and signed memorandum in Attachment A to fill out the corresponding sections in Attachment B before including it in the solicitation.

1. For Paragraph (b) - Submission Requirements:
    - Review the selections made in Part b, "Minimum Threshold for LLM Transparency," of the signed Attachment A memorandum.
    - Copy the full text of each selected item (e.g., "A copy of the LLM developer's Acceptable Use Policy," "The most current Model Card...") and paste them as a bulleted or numbered list under this paragraph.
2. For Paragraph (c) - Optional Higher-Risk Requirements:
    - Review the selections made in Part c, "Enhanced Threshold for LLM Transparency," of the signed Attachment A memorandum.
    - If any items in Part c were selected, copy the full text for each and paste them as a list under this paragraph.
    - If no items in Part c of the memorandum were selected, you should delete paragraph (c) entirely from the solicitation language.
3. Final Review:

- Ensure that the final language inserted into Section L (or equivalent) of the solicitation accurately reflects the requirements documented in the signed Attachment A memorandum. Paragraph (d) should be retained to affirm that failure to provide the required information may render a proposal ineligible for the award.

CONTRACTOR REQUIRED INFORMATION REGARDING COMPLIANCE WITH UNBIASED AI PRINCIPLES

(a) To be considered for award, the offeror's proposal must include documentation that demonstrates that the Large Language Model (LLM) or other AI model offered complies with the Unbiased AI Principles of "Truth-seeking" and "Ideological Neutrality" as defined in Executive Order 14319, Preventing Woke AI in the Federal Government.

(b) Submission Requirements. The offeror must submit the following documentation within its technical proposal:

List applicable documents

(c) (For higher-risk requirements) In addition to the minimum requirements in paragraph (b), the offeror must provide the following documentation:

List applicable documents

(d) An offeror's failure to provide the information required by this provision may result in the proposal being ineligible for award.

ATTACHMENT C

Attachment C is the formal contract language that mandates the Unbiased AI Principles. This language defines the key terms and establishes the contractor's duty to maintain compliance. This language should be incorporated in its entirety into the Statement of Work (SOW) or Performance Work Statement (PWS) within both the solicitation and final contract.

COMPLIANCE WITH UNBIASED ARTIFICIAL INTELLIGENCE (AI) PRINCIPLES

(a) Definitions. As used in this contract—

Large Language Model (LLM) means a generative AI model trained on vast, diverse datasets that enable the model to generate natural-language responses to user prompts.

Unbiased AI Principles means the principles of "Truth-seeking" and "Ideological Neutrality," as established in Executive Order 14319 and defined below.

Truth-seeking means the LLM is truthful in responding to user prompts seeking factual information or analysis. The LLM prioritizes historical accuracy, scientific inquiry, and objectivity, and acknowledges uncertainty where reliable information is incomplete or contradictory.

Ideological Neutrality means the LLM is a neutral, nonpartisan tool that does not manipulate responses in favor of ideological dogmas.

Significant Modifications means any changes made by the contractor or subcontractor to the AI model that could reasonably be expected to alter its adherence to the Unbiased AI Principles. For the purposes of compliance with the Unbiased AI Principles, this definition includes, but is not limited to, changes to training data and model architecture, and alterations to filtering and content moderation.

(b) Contractor Obligation. The contractor must ensure that any LLM or other AI model provided under this contract complies with the Unbiased AI Principles throughout the period of performance. The documentation submitted in the contractor's proposal represents the baseline for this compliance and will be documented in the awarded contract. The contractor must provide the Government with updated documentation when significant modifications are made to the AI model.

(c) Materiality and Non-Compliance.

1. Compliance with Unbiased AI Principles is a material requirement of the contract.

2. In the event the LLM output appears to violate the Unbiased AI Principles, the Contracting Officer will provide written notification to the contractor. The Contractor must, within 15 business days, investigate the matter and provide a written response to the Contracting Officer detailing the findings, whether there was a violation, the most likely cause of the violation, the contractor's proposed corrective action(s) to remedy the violation, and the contractor's proposed timeline to complete the corrective action(s).

(d) Subcontracts. The contractor must insert the substance of the mandatory requirements for compliance with the Unbiased AI Principles in all subcontracts at any tier for the acquisition, development, or integration of LLMs to be used or delivered in the performance of this contract.