

STATE TELEMARKETING LAWS

Wyoming

Telemarketing and Robocall Laws

Statutes, rules, and how they differ from the TCPA



By Adam Young and Harrison Gevirtz

<https://tcpa.com/state-telemarketing-laws/wyoming/>

01. Telephone solicitation

W.S. 40-12-301 TO 40-12-305

Disclosures, do-not-call, caller ID, 8 a.m. to 8 p.m. hours, unpublished cell numbers, automated calls and an AG notice filing.

02. Consumer Protection Act

W.S. 40-12-101 ET SEQ.

Deceptive telemarketing practices, with actual damages for consumers after written pre-suit notice.

AT A GLANCE

Wyoming at a glance

WHY WYOMING MATTERS

Sales calls stop at 8 p.m., automated and recorded sales calls are banned with narrow live-message exceptions, and unsolicited sales calls to unpublished cell numbers are barred outright.



Who and what is covered

A "telephonic sales call" is a call to a consumer to solicit a sale or credit for consumer goods or services, or to gather information for a later sales pitch (W.S. 40-12-301(a)(ix)).

Out-of-state callers too

Doing business in Wyoming includes calls from other states or nations to consumers located in Wyoming.

Aa. **Callers**

Telephone solicitors and merchants who use third-party callers.

Bb. **Exclusions**

Express requests, existing debts or contracts, prior relationships, small callers.

4

Cc. **Goods**

Personal, family or household goods; business sales are outside.





Unpublished cell numbers

No telephone solicitor or merchant shall willfully make an unsolicited telephonic sales call to any unpublished cellular telephone number (W.S. 40-12-302(e)).

A near-ban on cells

Few cell numbers are published in directories, so most unsolicited sales calls to Wyoming cells are barred.

Exclusions still apply

Prior relationships, express requests, existing contracts and small callers fall outside the rule.

01. The national list

W.S. 40-12-302(b)

No willful unsolicited sales calls more than 60 days after a number appears; a real estate yard-sign exception applies.

02. A private list

W.S. 40-12-301(a)(viii)

Defined as the Telephone Preference Service list of the Direct Marketing Association, not the FTC registry.

DO-NOT-CALL

Do-not-call and opt-outs

IN PRACTICE

There is no state list and no company-specific rule. A request not to be called can end an established business relationship. Federal rules still apply.



Calling hours and disclosures

No telephone solicitor shall initiate an unsolicited telephonic sales call before 8 a.m. or after 8 p.m. local time at the consumer's location (W.S. 40-12-302(d)).

8

Last call, 8 p.m.

One hour earlier than the federal 9 p.m. cutoff. Only unsolicited calls are covered.



Opening disclosures

Caller name, company, a callback number and address, purpose and goods.



No frequency cap

No call attempt limit or abandoned call rule in Article 3.

Automated sales calls

No sales call may involve "an automated system for the selection or dialing of telephone numbers or the playing of a recorded message when a connection is completed" (W.S. 40-12-303(a)).

No Duguid limit

The ban reaches predictive and list-based dialers, and recorded messages have no consent exception.

Aa. **Recorded**

Recorded sales messages on completed calls are prohibited.

Bb. **Live calls**

Allowed only for callbacks, screened lists or prior relationships.

3

Cc. **Caller ID**

No blocking or circumventing caller ID on sales calls.



Notice filing, no registration

Each solicitor or merchant making unsolicited sales calls files a notice with the Attorney General, states its intent to comply, and designates an agent for service of process (W.S. 40-12-305).

225

Unsolicited calls

Callers making fewer than 225 a year fall outside most Article 3 duties.



No fee or bond

No registration, license, fee, bond, form or renewal schedule.



Ten-day refund

Or follow the three-day home solicitation cancellation rules.

Lawsuits and penalties



\$500

Top AG civil penalty for a first willful violation of Article 3.

\$2,500

Top penalty for a second willful violation, with injunctive relief.

\$5,000

Per later violation. No Article 3 damages; the prevailing party gets fees.





Wyoming vs. the TCPA

Wyoming is stricter on the 8 p.m. cutoff, automated and recorded sales calls, unpublished cell numbers and disclosures. It is looser on do-not-call, opt-outs, exemptions, texts and remedies.

Wyoming

Calls 8 a.m. to 8 p.m., no automated sales calls, AG penalties only.

Federal TCPA

Calls 8 a.m. to 9 p.m., robocalls with written consent, \$500 per call.

Key court ruling

A federal court struck down Wyoming's criminal robocall statute, W.S. 6-6-104, as a content-based restriction on speech.

Victory Processing

D. Wyo. 2018: the statute "does not survive strict scrutiny and is therefore unconstitutional."

Aa. **Challenge**

A political polling firm brought a First Amendment suit.

Bb. **Holding**

Political robocalls were banned while commercial ones were allowed.

2018

Cc. **Article 3**

The ruling did not address W.S. 40-12-303.



Legal history



2018

Victory Processing

Criminal robocall statute held unconstitutional.

2020

H.B. 236

Caller ID fraud bill; not considered for introduction.

2021

Facebook v. Duguid

Narrowed the federal autodialer, not Wyoming's ban.

2026

Statutes current

No recent amendment to Article 3 was located.



01. Notice, hours, disclosures

W.S. 40-12-302, 40-12-305

- File the notice with the Attorney General.
- Call only 8 a.m. to 8 p.m. at the consumer's location.
- Open with name, company, callback number, address.
- Never block or circumvent caller ID.

02. Dialers, cells, lists

W.S. 40-12-302, 40-12-303

- No recorded sales messages; live dialing only in (b).
- No unsolicited sales calls to unpublished cells.
- Scrub the federal registry every 31 days.

CHECKLIST

Compliance checklist

PLEASE NOTE

This checklist summarizes state law for general information and is not legal advice. Statutes change; confirm current text with the official source.



Sources behind this deck

WYOMING LAW

[W.S. 40-12-301 to 40-12-305](#) 2026 Wyoming Statutes

[Wyoming Statutes Title 40](#) official PDF

[Wyoming Statutes Title 6](#) official PDF (W.S. 6-6-104)

[2020 H.B. 236](#) bill information

COURT DECISIONS

[Victory Processing, LLC v. Michael](#), 333 F. Supp. 3d 1263 (D. Wyo. 2018)

FEDERAL LAW

[47 U.S.C. § 227](#) Telephone Consumer Protection Act

[47 C.F.R. § 64.1200](#) FCC telemarketing and robocall rules

[16 C.F.R. Part 310](#) FTC Telemarketing Sales Rule

Read the full Wyoming guide: <https://tcpa.com/state-telemarketing-laws/wyoming/>

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Full text: <https://tcpa.com/disclaimer/> and <https://tcpa.com/terms/>

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The law changes

Current as of October 15, 2026. Statutes, FCC and FTC rules and court decisions change, and some changes are adopted before they take effect. This deck may not reflect later developments.

Courts disagree. Courts in different places can read the same rule differently. Case summaries are not predictions: any other matter turns on its own facts, court and law.

Check the official source. Verify each point against the statute, rule or opinion on the Sources slide. If an official source and this deck differ, the official source controls.

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Read the full Wyoming guide on TCPA.com

The guide covers calling hours, the automated call ban, unpublished cell numbers, do-not-call, disclosures, penalties and the key ruling, with links to the official sources.



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Adam Young is a Miami entrepreneur, the CEO of Ringba and the author of The Pay Per Call Revolution, with more than a decade in telecom, call routing and performance marketing. At TCPA.com he writes about the TCPA, robocall enforcement, tech support fraud cases and what DOJ, FTC and FCC actions mean for companies that make calls. His goal is simple: keep good companies compliant and keep scammers off the phone network.

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