

West's Louisiana Statutes Annotated  
Louisiana Revised Statutes  
Title 14. Criminal Law (Refs & Annos)  
Chapter 1. Criminal Code (Refs & Annos)  
Part I. General Provisions  
Subpart B. Elements of Crimes

LSA-R.S. 14:10

§ 10. Criminal intent

Currentness

Criminal intent may be specific or general:

(1) Specific criminal intent is that state of mind which exists when the circumstances indicate that the offender actively desired the prescribed criminal consequences to follow his act or failure to act.

(2) General criminal intent is present whenever there is specific intent, and also when the circumstances indicate that the offender, in the ordinary course of human experience, must have adverted to the prescribed criminal consequences as reasonably certain to result from his act or failure to act.

**Editors' Notes**

**REPORTER'S COMMENT--1950**

**Criminal intent:**

This section states the two types of criminal intent generally accepted as existing in the criminal law. Both involve an aversion, or turning of the mind, to consequences. Where there is an active desire, sometimes called an “actual” intent, there is no difficulty. However, an offender also may be responsible because the jury believes he “must have” turned his mind to the consequences in acting as he did. See Restatement of the Law of Torts (1934) § 13, Comment (d). This situation, while generally sufficient to create criminal responsibility, does not always do so, as indicated by the following article.

Notes of Decisions (1176)

LSA-R.S. 14:10, LA R.S. 14:10

Current through the 2022 First Extraordinary, Veto, Regular and Second Extraordinary Sessions.

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